

**WHITTIER CITY COUNCIL
WILL HOLD
A REGULAR MEETING
TUESDAY, MAY 17, 2016
AT 7:00 PM**

**COUNCIL CHAMBERS
P-12 BUILDING**

AGENDA

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1. CALL TO ORDER	
2. OPENING CEREMONY	
3. ROLL CALL	
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B. Administration Present	
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B. ARRC/COW land swap	
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THE CITY OF WHITTIER

Gateway to Western Prince William Sound

P.O. Box 608 • Whittier, Alaska 99693 • (907) 472-2327 • Fax (907) 472-2404

**WHITTIER CITY COUNCIL
REGULAR MEETING
TUESDAY, FEBRUARY 16, 2016
7:00 PM
COUNCIL CHAMBERS
P-12 BUILDING**

MINUTES

1. CALL TO ORDER

Mayor Daniel Blair called the meeting to order at 7:15 p.m.

2. OPENING CEREMONY

Mayor Daniel Blair led the Pledge of Allegiance.

3. ROLL CALL

A. Council Members Present: Victor Shen, Ata Ma'ae, Peter Denmark (telephonic) Shawni Phillips (telephonic), Dave Pinquoch (telephonic), Dan Blair

B. Council Members Absent: Debra Hicks

Debra Hicks was excused from tonight's meeting.

C. Administration Present: Mark Lynch, City Manager, Brenda Krol, City Clerk, Scott Korbe, Public Works Director, Andy Dennis, Harbormaster, David Schofield, Chief of Police, Lynette Dennis, Finance Officer

Others present: Larry Gilman, Mike Bender, Layla Smith and Dave Goldstein

4. APPROVAL OF MINUTES

A. January 19, 2016, Regular Meeting Minutes

The January 19, 2016 regular meeting minutes were approved as written.

5. APPROVAL OF REGULAR MEETING AGENDA

The February 16, 2016 Regular Meeting Agenda was approved as written.

6. PRESENTATIONS

None

7. MAYOR'S REPORT

A. Mayor's Report by Mayor Daniel Blair

None

B. Vice Mayor's Report by Vice Mayor David Pinquoch

None

8. MANAGER'S REPORT

A. City Manager's Report- Mark Lynch

See written manager's report in original council packet.

B. City Attorney's Report – Holly Wells

None

- **Finance Report-** See January 2016 revenue & expense report in original council packet.

C. Directors Reports

- **Harbor Report- Andy Dennis**

See written report in original council packet.

- **Public Safety Report- Dave Schofield**

See written report in original council packet.

- **Public Works Report – Scott Korbe**

See written report in original council packet.

Council member, Ata Ma'ae, excused herself from the meeting at 8:20 pm.

Council recessed at 8:33 pm and reconvened at 8:46 pm.

9. COMMISSION REPORTS

- **Planning Commission**

None

- **Port and Harbor Commission**

None

- **Parks & Recreation Committee**

Councilor Victor Shen gave a brief verbal report.

- **PWSAC**

None

10. CITIZEN'S COMMENTS ON AGENDA ITEMS NOT SCHEDULED FOR PUBLIC HEARING

None

11. CONSENT AGENDA

None

12. PUBLIC HEARING (NON-ORDINANCE)

None

13. ORDINANCES

Introduction (first reading)

1. #03-2016 – An ordinance repealing WMC 8.24, “Trailers and Trailer Camps,” and amending WMC 12.12 “Public Campgrounds,” authorizing the city to update campsite fees via resolution, limiting recreational vehicle use to posted camping areas, and incorporating recreational vehicle use laws from WMC 8.24.

MOTION: Victor Shen made a motion to introduce ordinance #03-2016, setting the public hearing date for March 15, 2016.

SECONDED: Ata Ma’ae seconded the motion.

VOTE: Victor Shen: Yes, Dave Pinquoch: Yes, Shawni Phillips: Yes, Peter Denmark: Yes, Ata Ma’ae: Yes, Dan Blair: Yes

B. PUBLIC HEARING (2ND reading)

#01-2016- An ordinance amending WMC section 2.14.010, Open Records; WMC section 2.14.020, Access and Inspection of records; WMC section 2.14.030, copies of records; and WMC section 2.14.050, exemptions for particular records; regarding public access to city records.

MOTION: Ata Ma’ae made a motion to open the public hearing on ordinance #01-2016.

SECONDED: Shawni Phillips seconded the motion.

VOTE: Motion passed unanimously.

MOTION: Ata Ma’ae made a motion to close the public hearing on ordinance #01-2016.

SECONDED: Victor Shen seconded the motion.

VOTE: Motion passed unanimously.

MOTION: Ata Ma’ae made a motion to adopt ordinance #01-2016.

SECONDED: Victor Shen seconded the motion.

VOTE: Motion passed unanimously.

#02-2016- An ordinance repealing WMC section 2.08.052 entitled “Participation By Teleconference,” and amending WMC sections 2.04.070 entitled “Excused Absences,” and 2.04.070 entitled “Telephonic or Other Electronic Participation.”

MOTION: Victor Shen made a motion to open the public hearing on ordinance #02-2016.

SECONDED: Ata Ma’ae seconded the motion.

VOTE: Motion passed unanimously.

MOTION: Victor Shen made a motion to close the public hearing on ordinance #02-2016.

SECONDED: Shawni Phillips seconded the motion.

VOTE: Motion passed unanimously.

MOTION: Shawni Phillips made a motion to adopt ordinance #02-2016.

SECONDED: Victor Shen seconded the motion.

VOTE: Motion passed unanimously.

14. RESOLUTIONS

1. #04-2016 – A resolution stating the rate of levy, date of equalization and date when taxes become delinquent for the 2016 tax role.

MOTION: Shawni Phillips made a motion to adopt resolution #04-2016.

SECONDED: Dave Pinquoch seconded the motion.

VOTE: Motion passed unanimously

2. #05-2016- A resolution approving the amendment and assignment of the ground lease of Whittier Harborview business area Lot 9 to Shawn Phillips and Larry Gilman.

MOTION: Dave Pinquoch made a motion to adopt resolution #05-2016.

SECONDED: Victor Shen seconded the motion.

VOTE: Motion passed unanimously

MOTION: Dave Pinquoch made a motion to table resolution #05-2016.

SECONDED: Victor Shen seconded the motion.

VOTE: Motion passed unanimously

3. #06-2016 – A resolution adopting the City’s 2016 local priorities.

MOTION: Dave Pinquoch made a motion to adopt resolution #06-2016.

SECONDED: Shawni Phillips seconded the motion.

VOTE: Motion passed unanimously

4. #07-2016- A resolution supporting the proposal for the Whittier Police to provide police patrols for Girdwood, Alaska.

MOTION: Shawni Phillips made a motion to adopt resolution #07-2016.

SECONDED: Victor Shen seconded the motion.

VOTE: Motion passed unanimously

5. #08-206- A resolution authorizing the city manager to enter into a contract with S.R. Bales Construction, Inc. to build a public safety facility for an amount not to exceed \$6,119,200.00.

MOTION: Shawni Phillips made a motion to adopt resolution #08-2016.

SECONDED: Victor Shen seconded the motion.

VOTE: Motion passed unanimously

6. #09-2016- A resolution authorizing the city manager to enter into a professional service agreement with Altman, Rogers & Co., to provide financial auditing services for FY 2015.

MOTION: Shawni Phillips made a motion to adopt resolution #09-2016.

SECONDED: Peter Denmark seconded the motion.

VOTE: Motion passed unanimously

7. #10-2016- A resolution requesting that the Chugach National Forest Service retain Port Wells, Knight Island and Columbia Glacier as part of the wilderness study area of Prince William Sound when updating the Chugach Forest Plan.

MOTION: Victor Shen made a motion to adopt resolution #10-2016.

SECONDED: Dave Pinquoch seconded the motion.

VOTE: Motion passed unanimously

15. COUNCIL DISCUSSION

None

16. CITIZEN’S DISCUSSION

None

17. UNFINISHED BUSINESS

A. Shotgun Cove Road Project

B. WMC Revision

C. ARRC/COW Land Swap

D. Improve Salmon Sport Fishing in Northwest PWS

E. Whittier Manor Lease

F. Public Safety Complex

18. NEW BUSINESS

A. Approval of letter supporting the proposed Land and Water Conservation Fund (LWCF) project surrounding the historic Portage Pass trail.

MOTION: Peter Denmark made a motion to approve a letter supporting the proposed Land and Water Conservation Fund (LWCF) project surrounding the historic Portage Pass Trail.

SECONDED: Victor Shen seconded the motion.

DISCUSSION: Mark Lynch briefly explained what this was and stated that Tim Charnon talked with him and Scott Korbe stating that they were trying to purchase a piece of property at the head of the bay from Marston Brooks and convert it into a parking area and a trail head for the trail. Mark went on to say that this will all be accomplished with federal fund. They are not asking the City for any money; they're just asking for us to support the project. Part of the requirement is to obtain letters of support from affected parties.

VOTE: Motion passed unanimously

B. Approval of Manager's contract extension.

MOTION: Peter Denmark made a motion to approve the Manager's contract extension.

SECONDED: Dave Pinquoch seconded the motion.

VOTE: Motion passed unanimously

19. EXECUTIVE SESSION

20. ADJOURNMENT

MOTION: Shawni Phillips moved to adjourn the meeting at 9:56 p.m.

SECONDED: Victor Shen seconded the motion.

VOTE: Motion passed unanimously.

Attest:

Jennifer Rogers
Interim City Clerk

Daniel Blair
Mayor



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**WHITTIER CITY COUNCIL
REGULAR MEETING
TUESDAY, APRIL 19, 2016
7:00 PM
COUNCIL CHAMBERS
P-12 BUILDING**

MINUTES

1. CALL TO ORDER

Mayor Daniel Blair called the meeting to order at 7:00 p.m.

2. OPENING CEREMONY

Katie Velasco led the Pledge of Allegiance.

3. OATH OF OFFICE FOR NEWLY APPOINTED COUNCIL MEMBER

A. City Council Seat D- Monty Irvin

Acting City Clerk, Jennifer Rogers, swore in Monty Irvin to city council seat D.

4. ROLL CALL

A. Council Members Present: Victor Shen (Telephonic), Debra Hicks, Ata Ma'ae, Dave Pinquoch, Monty Irvin, Dan Blair and Peter Denmark.

B. Council Members Absent: None

C. Administration Present: Mark Lynch, City Manager, Jennifer Rogers, Acting City Clerk, Scott Korbe, Public Works Director, Andy Dennis, Harbormaster, Lynette Dennis, Finance Officer

Holly Wells, City Attorney, Amy Walters, City Attorney, Katie Velasco, Lindsey Erk, Marc Donadieu, Dave Goldstein, Lavon Lymer, Andrea Korbe, Dave Dickason, Karen Valenta, Lisa Matlock, Roy Robinson, Mike Bender, Moe Zamaron, and Brenda Krol.

5. APPROVAL OF MINUTES

A. March 1, 2016, Special Meeting Minutes

MOTION: Dave Pinquoch made a motion to approve the special meeting minutes of March 1, 2016 as written.

SECONDED: Debra Hicks seconded the motion.

VOTE: Dave Pinquoch: Yes, Ata Ma'ae: Yes, Victor Shen: Yes, Debra Hicks: Yes, Dan Blair: Yes, Peter Denmark: Yes, Monty Irvin: Yes.

Motion passed 7-0

6. APPROVAL OF REGULAR MEETING AGENDA

MOTION: Dave Pinquoch made a motion to approve the agenda as amended moving Presentations, agenda item #12 up on the agenda to #7 after Approval of Regular Meeting Agenda.

SECONDED: Ata Ma'ae seconded the motion.

VOTE: Dan Blair: Yes, Dave Pinquoch: Yes, Ata Ma'ae: Yes, Debra Hicks: Yes, Victor Shen: Yes, Peter Denmark: Yes, Monty Irvin: Yes.

Motion passed 7-0

7. PRESENTATIONS

A. Whittier School- Clean-up Day

Teacher, Lyndsey Erk and student, Katie Velasco were present on behalf of the Whittier Community School. Lyndsey Erk thanked the city for partnering with the school for the betterment of the community. She announced that the school plans to create 20 benches for the city, 10 more than last year. She invited everyone to the end of the school year party on May 12th. She also invited everyone to the graduation ceremony and potluck on May 20th.

Katie Velasco stated that the school will host a Whittier Clean-up Day on May 2nd at 1:00 pm. She invited everyone to attend and help the students.

Mayor Dan Blair thanked the school on behalf of the council for the benches they provided last year and for the benches they'll provide this year.

B. PWSRCAC- Lisa Matlock

Lisa Matlock explained in detail the new Unified Command

Lisa Matlock stated that she works as the outreach coordinator for the Prince William Sound Regional Citizens Advisory Council. She explained that they promote safe transportation of oil from the Valdez rain terminal with the tankers in and out of Prince William Sound.

Lisa explained that in the case of an oil spill, communities have some ways of getting their voice heard at the Unified Command. The Unified Command is comprised of a federal and a state coordinator and the responsible party for the spill.

Since the Exxon Valdez oil spill, the State of Alaska and federal agencies have had a Regional Stakeholder Committee; the committee is comprised of city governments, tribes, and other stakeholders that would be affected by the oil spill. The Stakeholder Committee is laid out in a plan called the Unified Plan which is used for an oil spill response.

The Alaska Regional Response Team decided to change the Regional Stakeholder Committee. They would like to break it into pieces: tribal & local government group and the affected stakeholders group. Tribes want to have a special relationship with federal entities that are involved in oil spill response. Tribes are given more of a voice when it comes to an oil spill response.

Lisa stated that the two groups were broken up and a new plan was written. The Regional Stakeholder Committee no longer receives clear information on how to respond to an oil spill; the new plan also limits access to the Unified Command.

Lisa informed the council that there is a limited thirty day public comment window that closes on April 29th. She is working to get the information out to communities so that if they can provide public comment

if they choose. Whittier's board member is Mike Bender and our volunteer is Dave Goldstein. Lisa provided the council with a draft resolution for the extension.

There was discussion among the members regarding the sample letter provided by Lisa Matlock and whether or not they should support the resolution.

Mike Bender suggested that the Council take action one way or another. In his opinion, he felt that they should pass the resolution requesting an extension to provide time to review the plan.

David Goldstein added that it's not prohibited to pass the resolution as written or with revised changes and following it up with another resolution opposing it.

8. MAYOR'S REPORT

A. Mayor's Report by Mayor Daniel Blair

Mayor Dan Blair announced that he met with the Chugach National Forest district ranger to discuss the lands they are interested in at the head of the bay. The ranger told Dan that the resolution council passed which opposed the proposed changes of the Forest Study Plan was very helpful and timely.

Mayor Dan Blair also stated that he met with Senator Dan Sullivan's Chief of Staff.

B. Vice Mayor's Report by Vice Mayor David Pinguoch

None

9. MANAGER'S REPORT

A. City Manager's Report- Mark Lynch

See written manager's report in original council packet.

Mark Lynch introduced Moe Zamaron, who is the manager for the new public safety building. Moe will also work with Andy Dennis to organize the camp ground and oversee some repairs on the ocean dock.

Mark gave an update on the ocean dock repairs. An engineer has looked at the dock and has given a report. The contractor is currently working on pricing, but Mark does not have those numbers yet. He stated that work on the dock should begin as soon as possible because of the significant damage.

A special meeting will need to be held if council wants to approve the dollar amount before beginning repairs. The contractor for the public safety building looked at the dock and estimated the repairs around \$100,000. Mark inquired if the council wanted to proceed with the repairs or wait for exact numbers. Mayor Blair encouraged the council members to move forward with the emergency repairs.

Peter Denmark asked if our insurance is applicable. Mark replied that he's not sure. A claim was filed and he's waiting for a response. Mark added that we have a \$100,000 deductible.

Mark noted that there is also significant damage to the pavilion. Steel beams have been bent and welds have broken. He hasn't begun discussions for those repairs as he has been focused on the dock.

Mark also reported that Phillips Cruises & Tours have stopped payments to the City until the dock is repaired.

There was some discussion about obtaining accurate estimates for the repairs or moving forward with the emergency repair with an estimated cost. Mayor Blair stated that this topic should be included on the agenda for a special meeting for further discussion.

Mark stated that it'll probably be another week before we the final number of votes for the Girdwood Policing.

Mark Lynch stated that there has been some delay in the transfer of the Delong Dock. There was brief discussion about this topic.

Mark Lynch introduced Moe Zamaron as the project manager for the new building and welcomed him to give an update of the project to the council. Moe stated that they had started on the storm drain and utility corridor. There were minor changes to the base work. The steel will arrive in July. The project is progressing as scheduled.

B. City Attorney's Report – Holly Wells

Ms. Wells stated that she didn't have anything to report but she welcomed any questions.

- **Finance Report-** See March 20106 revenue & expense report in original council packet.

C. Directors Reports

- **Harbor Report- Andy Dennis**

See written report in original council packet.

- **Public Safety Report- Dave Schofield**

See written report in original council packet.

- **Public Works Report – Scott Korbe**

See written report in original council packet.

10. COMMISSION REPORTS

- **Planning Commission**

See minutes from the January 6, 2016 meeting in the original council packet.

- **Port and Harbor Commission**

See minutes from the November 12, 2015 in the original council packet.

- **Parks & Recreation Committee**

Councilor Victor Shen gave a brief verbal report.

- **PWSAC**

None

11. CITIZEN'S COMMENTS ON AGENDA ITEMS NOT SCHEDULED FOR PUBLIC HEARING

None

12. CONSENT AGENDA

None

13. PUBLIC HEARING (NON-ORDINANCE)

None

14. ORDINANCES

None

B. PUBLIC HEARING (2ND reading)

None

15. RESOLUTIONS

1. #14-2016 – A resolution of the Whittier City Council adopting the 2016 Employee Classification Plan establishing titles and pay levels for city employees, which include a .5% cost of living increase effective with the pay period beginning March 14, 2016.

MOTION: Dave Pinquoch made a motion to adopt resolution #14-2016.

SECONDED: Ata Ma'ae seconded the motion.

VOTE: Motion passed unanimously

2. #15-2016 – A resolution of the Whittier City Council requesting that the Alaska Department of Environmental Conservation grant an extension to the communities of Alaska who will be affected by changes to Annex B, proposed process for community outreach in the Alaska federal/state preparedness plan for response to oil and hazardous substance discharge/release (Unified Plan) for the Regional Stakeholder Committee.

Mike Bender recommend that the city council approve this resolution and added that if there isn't another meeting held to develop another resolution requesting additional time, then at least we're on the record as a city stating that we're against the methods of change.

City Attorney, Holly Wells, stated that there is a third option, which is to amend a couple of lines that would bring the current resolution to a resolution opposing the changes to Annex B in part on the lack of an insufficient community comment period. If a resolution is passed during the special meeting based on opposing the changes of Annex B, it won't inconsistent with the resolution passed tonight.

MOTION: Peter Denmark made a motion to adopt resolution #15-2016 with an amendment to replace the word confusing with obfuscate in the second paragraph of the resolution.

SECONDED: Ata Ma'ae seconded the motion.

VOTE: Motion passed unanimously

16. COUNCIL DISCUSSION

Dave Pinquoch reminded council members that there are places in the budget where it states year to date actual but it's incorrect; it's what they've billed for the year, not a reflection for what's been collected for the year. He requested that at a minimum, when they're given budget information, that it states actual, not billed.

Dave Pinquoch asked Harbormaster, Andy Dennis how much revenue have we received under year to date actual for preferential moorage. Andy replied that they have received \$225,000. Dave Pinquoch stated that it is reported that we've received \$4485,000.

Andy Dennis and Lynette Dennis explained the accrual accounting procedures. There was further discussion about this topic.

Council set the date for April 26, 2016 for a Special Meeting at 6:00 pm followed by a Comprehensive Plan work shop.

17. CITIZEN'S DISCUSSION

None

18. NAME CLEARING HEARING- BRENDA KROL

A. Post- termination "name clearing" hearing- Open Session unless closed session is requested.
(WMC 2.70.680 Dismissal for disciplinary reasons.)

Mayor Blair stated that it would be left to Brenda Krol on whether or not the post-termination name clearing would be public or held during an executive session. Brenda replied that she would like to have it in executive session.

19. EXECUTIVE SESSION

A. Possible Name Clearing- Matters that would affect personnel issues.

B. Shotgun Cove Road- Matters that, if immediately disclosed, would tend to adversely affect the finances of the City.

C. Discussion of Whittier Manor Lease- Matters that, if immediately disclosed, would tend to adversely affect the finances of the City.

MOTION: Dave Pinquoch made a motion to enter into executive session. Holly Wells asked Dave Pinquoch to clarify that Brenda Krol will only be present for her name clearing. Dave Pinquoch agreed to the amendment.

SECONDED: Ata Ma'ae seconded the motion.

VOTE: Dan Blair: Yes, Dave Pinquoch: Yes, Ata Ma'ae: Yes, Debra Hicks: Yes, Victor Shen: Yes, Peter Denmark: Yes, Monty Irvin: Yes.

Council entered into executive session at 8:21 pm.

Victor Shen left the meeting.

MOTION: Dave Pinquoch made a motion to return to the regular session at 10:20 pm.

SECONDED: Debra Hicks seconded the motion.

VOTE: Motion passed unanimously

UNFINISHED BUSINESS

A. Shotgun Cove Road Project

Discussed in the executive session.

B. ARRC/COW Land Swap

Discussed under the City Manager's report.

C. Improve Salmon Sport Fishing in Northwest PWS

Nothing new to report.

D. Whittier Manor Lease

Discussed in the executive session.

E. Public Safety Complex- Phase 2

Moe Zamaron gave the council an update under the City Manager's report.

F. Paddle Craft Launch

Dan Blair stated that he spoke to Scott Korbe a few weeks ago regarding the use of gabions. He asked if Scott had any progress with that. Peter Denmark added that Scott Korbe had platted out electrical and phone lines through the area for the area that need to be done. Scott replied that there are erosion issues on the backside of the Alaska Sea Kayakers building and old utilities and power lines are exposed.

They're getting closer to the active power lines and phone lines; that needs to be addressed. He will spend some time at the Corps. office to see what can be done under an emergency permit order for repairs. He is hoping that the repairs won't affect the waters below high tide line and create a slopping ramp.

20. NEW BUSINESS

A. RCAC Appointment

Mike Bender was re-appointed as Whittier's representative to the RCAC to another two year term.

B. Port & Harbor Appointment

Mark Mitchell was not present. Mayor Dan Blair instructed Jennifer Rogers to invite Mark Mitchell to attend the April 26th Special City Council Meeting.

C. Ethics Committee Discussion

There was brief discussion among the members on who is eligible to serve on the Ethics Committee Board. There was also discussions on the duties assigned under the WMC. There was a brief discussion on whether or not the WMC needed to be amended. The City Council directed Jennifer Rogers to post for two lay people and two alternative lay people to serve on the Ethic Board Committee.

21. ADJOURNMENT

MOTION: Dave Pinquoch moved to adjourn the meeting at 10:45 p.m.

SECONDED: Debra Hicks seconded the motion.

VOTE: Motion passed unanimously.

Attest:

Jennifer Rogers
Acting City Clerk

Daniel Blair
Mayor



THE CITY OF WHITTIER

Gateway to Western Prince William Sound

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**WHITTIER CITY COUNCIL
SPECIAL MEETING
TUESDAY, APRIL 26, 2016
6:00 PM
COUNCIL CHAMBERS
P-12 BUILDING**

MINUTES

1. CALL TO ORDER

Mayor Daniel Blair called the meeting to order at 6:00 p.m.

2. OPENING CEREMONY

Mayor Dan Blair led the Pledge of Allegiance.

3. ROLL CALL

A. Council Members Present: Debra Hicks, Ata Ma'ae, Dave Pinquoch, Monty Irvin, Dan Blair and Peter Denmark.

B. Council Members Absent: Victor Shen

C. Administration Present: Mark Lynch, City Manager, Jennifer Rogers, Acting City Clerk, Scott Korbe, Public Works Director, Andy Dennis, Harbormaster

4. APPROVAL OF SPECIAL MEETING AGENDA

MOTION: Dave Pinquoch made a motion to approve the special meeting agenda of April 26, 2016 as written.

SECONDED: Ata Ma'ae seconded the motion.

VOTE: Dave Pinquoch: Yes, Ata Ma'ae: Yes, Debra Hicks: Yes, Peter Denmark: Yes, Monty Irvin: Yes, Dan Blair, Yes

Motion passed 6-0

5. CITIZEN COMMENTS ON AGENDA ITEMS NOT SCHEDULED FOR PUBLIC HEARING

None

6. SPECIAL MEETING BUSINESS ITEMS

A. Approval of Ocean Dock Emergency Repairs

Mark Lynch reported that council members have two quotes; one is from SR Bales Construction, and the other is from Turnagain Construction. He stated that perhaps Dave Pinquoch has some information

regarding another quote at a lower cost. There are at least two other entities that have been asked to submit a quote. The two prices submitted are not too far apart; there can be a lot of unknowns.

Dave Pinquoch gave a brief update about the price quote and suggestions he received from a local worker.

There was discussion about the welding work, the approach, the repair options and the cost.

Mark Lynch added that he received official notice from the insurance company today and all claims for the ocean dock and the pavilion were denied.

Dan Blair reiterated that this is an emergency repair. Mark Lynch said that the price for the repairs should be around \$100,000-\$160,000.

Peter Denmark asked if there are other bids still pending. Mark replied that there are about three more. Dan Blair added that they should all come in around \$100,000-\$160,000.

Peter Denmark suggested that a schedule of assets to be insured and confirmed annually should be developed. Mark replied that he is in the process of accomplishing that.

MOTION: Peter Demark made a motion to proceed with the emergency repairs of the ocean dock by the most cost effective method of contractors as we become aware of them.

SECONDED: Ata Ma'ae seconded the motion.

VOTE: Dave Pinquoch: Yes, Ata Ma'ae: Yes, Debra Hicks: Yes, Peter Denmark: Yes, Monty Irvin: Yes, Dan Blair, Yes

Motion passed 6-0

B. Appointment to Port & Harbor Commission- Mark Mitchell

Dan Blair asked Mark Mitchell to introduce himself.

Mayor Dan Blair and the council appointed Mark Mitchell to the Port & Harbor Commission, Seat E.

C. Resolution #16-2016- A resolution of the Whittier City Council objecting to changes in the Oil Spill response plan.

MOTION: Dave Pinquoch made a motion to adopt Resolution #16-2016 with an amendment to change the word, "of" to "to", on the last page, paragraph 6.

SECONDED: Ata Ma'ae seconded the motion.

VOTE: Dave Pinquoch: Yes, Ata Ma'ae: Yes, Debra Hicks: Yes, Peter Denmark: Yes, Monty Irvin: Yes, Dan Blair, Yes

Motion passed 6-0

D. Executive Session

City Manager- Matters that would tend to injure the reputation of a person.

MOTION: Dave Pinquoch made a motion to enter into executive session for personnel matters that may injure the reputation of a person at 6:33 pm.

SECONDED: Ata Ma'ae seconded the motion.

VOTE: Dave Pinquoch: Yes, Ata Ma'ae: Yes, Debra Hicks: Yes, Peter Denmark: Yes, Monty Irvin: Yes, Dan Blair, Yes

Motion passed 6-0

MOTION: Dave Pinquoch made a motion to end the executive session and return to the special meeting at 7:03 pm.

SECONDED: Ata Ma'ae seconded the motion.

VOTE: Dave Pinquoch: Yes, Ata Ma'ae: Yes, Debra Hicks: Yes, Peter Denmark: Yes, Monty Irvin: Yes, Dan Blair, Yes

Motion passed 6-0

8. COUNCIL DISCUSSION

None

9. CITIZEN DISCUSSION

None

10. ADJOURNMENT

MOTION: Dave Pinquoch moved to adjourn the meeting at 7:10 p.m.

SECONDED: Debra Hicks seconded the motion.

VOTE: Motion passed unanimously.

Attest:

Jennifer Rogers
Interim City Clerk

Daniel Blair
Mayor



THE CITY OF WHITTIER

Gateway to Western Prince William Sound

P.O. Box 608 • Whittier, Alaska 99693 • (907) 472-2327 • Fax (907) 472-2404

To: Mayor and Council
From: Mark Lynch, City Manager
Subject: Manager's report
Date: May 13, 2016 (for 5/17/16 Council meeting)

ARRC: The City has been in communication with our lobbyists, legislators, and the Governor's office concerning this matter. We continue to work on it.

Personnel: I have been working on job descriptions for positions needing to be filled.

Harbor: The Harbormaster office is currently under construction. The new roof and siding installation are progressing.

IRT (Innovative Readiness Training): We are on their list of projects for the summer of 2017.

Tideland Zoning: We are working on creating maps to identify the tidelands and the appropriate zoning.

Girdwood Policing: The vote to accept Whittier policing passed by 3 votes. However, Girdwood has been considering other options and has not decided yet to contract with Whittier. We will no longer be able to meet a July 1 start date. More likely sometime in autumn at this point.

Public Safety Building: Most of the preparatory site work is complete. The contractor is waiting for the State to issue the final permits for construction.

AMLJIA Insurance: I received formal notice that no insurance payment will be provided for damage in the Harbor Triangle area.

Ocean Dock: I have been working with staff to obtain quotes for repairs to the Ocean Dock.

Fish Processors: Several Fish Processors have decided to stop or reduce operations in Whittier due to the increase in costs imposed by ARRC at the DeLong Dock.

GP: The lease extension for the egg-room is in your packet.

Historic Railroad Monument: Significant progress has been made on relocation of the historic Railroad Monument to the area near the South entrance to the pedestrian tunnel. Many thanks to volunteers from the Corps of Engineers.

Audit: The City is preparing for the arrival of the auditors later this month.

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

GENERAL FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>TAXES</u>						
01-310-4005	FISH TAX	0	28,503.60	150,000.00	121,496.40	19.0
01-310-4006	MOTOR VEHICLE REGISTRATION	0	0	4,000.00	4,000.00	-
01-310-4007	LIQUOR TAX	0	5,600.00	5,600.00	0	100.0
01-310-4009	ELEC & TELE CO-OP TAX	0	0	3,000.00	3,000.00	-
01-310-4200	SALES TAX	0	15,657.12	575,000.00	559,342.88	2.7
01-310-4201	PROPERTY TAX - REAL	0	693.48	380,000.00	379,306.52	0.2
01-310-4202	PROPERTY TAX - PERSONAL	0	-1,724.44	250,000.00	251,724.44	(0.7)
01-310-4205	BUSINESS TRANSPORTATION TAX	0	172.5	300,000.00	299,827.50	0.1
TOTAL TAXES		0	48,902.26	1,667,600.00	1,618,697.74	2.9
<u>LICENSES & PERMITS</u>						
01-320-4250	BUSINESS LICENSES	0	700	3,500.00	2,800.00	20.0
01-320-4251	USER FEES & PERMITS	20	70	2,500.00	2,430.00	2.8
01-320-4312	AMBULANCE FEES	0	0	60,000.00	60,000.00	-
TOTAL LICENSES & PERMITS		20	770	66,000.00	65,230.00	1.2
<u>INTERGOVERNMENTAL REVENUE</u>						
01-330-4002	STATE REVENUE SHARING	0	0	50,000.00	50,000.00	-
01-330-4003	STATE PAY-IN-LIEU OF TAXES	0	0	35,000.00	35,000.00	-
01-330-4011	EMS SMALL GRANT	0	0	2,500.00	2,500.00	-
01-330-4025	NAT'L FOREST SERVICE RECEIPTS	33,934.67	33,934.67	30,000.00	-3,934.67	113.1
TOTAL INTERGOVERNMENTAL REVENUE		33,934.67	33,934.67	117,500.00	83,565.33	28.9
<u>LEASES</u>						
01-345-4505	LEASE INCOME OTHER NOT THRU AR	0	1,834.35	0	-1,834.35	-
01-345-4512	LEASE INCOME - ARRC AGREEMENT	1,120.00	3,360.00	0	-3,360.00	-
01-345-4515	LEASE INCOME - CITY LAND	9,051.75	27,155.25	160,000.00	132,844.75	17.0
01-345-4525	LAND USE RENT	100	300	0	-300	-
TOTAL LEASES		10,271.75	32,649.60	160,000.00	127,350.40	20.4
<u>FINES & CITATIONS</u>						
01-350-4261	PSD FINES & CITATIONS	192	217	5,000.00	4,783.00	4.3
TOTAL FINES & CITATIONS		192	217	5,000.00	4,783.00	4.3

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

GENERAL FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>MISCELLANEOUS</u>					
01-360-4099	MISCELLANEOUS REVENUE	244	491.75	0	-491.75	0
01-360-4204	INTEREST & PENALTIES	0	0	3,000.00	3,000.00	0
01-360-4271	DONATIONS - EMS/FIRE/POL	0	180	500	320	36
01-360-4900	INTEREST ON BANK ACCOUNTS	0	0	16,238.00	16,238.00	0
01-360-4902	INTEREST ON ESCROW ACCOUNTS	0	154	1,200.00	1,046.00	12.8
01-360-4914	TRANSFIELD - TUNNEL CONTRAC	0	0	60,000.00	60,000.00	0
TOTAL MISCELLANEOUS		244	825.75	80,938.00	80,112.25	1
	<u>TRANSFERS & OTHER</u>					
01-390-4990	TRANSFER FROM CVP FUND	0	158,000.00	158,000.00	0	100
TOTAL TRANSFERS & OTHER		0	158,000.00	158,000.00	0	100
TOTAL FUND REVENUE		44,662.42	275,299.28	2,255,038.00	1,979,738.72	12.2

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
ADMIN					
01-400-6000	SALARIES & WAGES	16,669.59	88,812.90	276,242.00	187,429.10 32.2
01-400-6030	FICA TAXES	241.71	1,242.51	4,006.00	2,763.49 31.0
01-400-6040	WORKER'S COMP.	248.74	692.23	1,774.00	1,081.77 39.0
01-400-6050	ESC TAXES	315.05	1,523.84	4,608.00	3,084.16 33.1
01-400-6060	HEALTH & LIFE INSURANCE	3284.34	13,137.38	52,920.00	39,782.62 24.0
01-400-6070	PERS RETIREMENT	3,201.61	15,291.98	60,773.00	45,481.02 25.2
01-400-6205	ADVERTISING	0	0	2,100.00	2,100.00 -
01-400-6210	B.T.I. CONDO FEES	943.25	3,285.56	10,643.00	7,357.44 30.9
01-400-6212	CONDO MAINTENANCE	2,193.42	3,370.25	3,000.00	-370.25 112.3
01-400-6220	BANK SERVICES CHARGES	0	812.74	4,000.00	3,187.26 20.3
01-400-6240	COMMUNITY SUPPORT-DONATIONS	0	0	500	500 -
01-400-6280	DUES & SUBSCRIPTIONS	810	873.88	1,800.00	926.12 48.6
01-400-6410	INSURANCE - LIABILITY	0	0	20,112.00	20,112.00 -
01-400-6440	INSURANCE - PROPERTY	0	0	5,783.00	5,783.00 -
01-400-6540	LICENSES & PERMITS	0	0	150	150 -
01-400-6541	PENALTIES & FEES	0	0	350	350 -
01-400-6565	OUTSIDE CONTRACTORS	1,379.85	5,711.50	15,000.00	9,288.50 38.1
01-400-6570	PHYSICAL EXAMS & BACKGROUND CK	0	78	250	172 31.2
01-400-6580	POSTAGE	0	857.79	5,000.00	4,142.21 17.2
01-400-6600	PROF. FEES - AUDIT	0	0	39,000.00	39,000.00 -
01-400-6610	PROF. FEES - ACCOUNTING	900	4,050.00	120,000.00	115,950.00 3.4
01-400-6620	PROF. FEES - APPRAISAL	0	2,000.00	20,000.00	18,000.00 10.0
01-400-6625	PROF. FEES - FINANCIAL SOFTWARE	3,725.00	11,175.00	45,000.00	33,825.00 24.8
01-400-6635	PROF. FEES - COMPUTER SUPPORT	0	0	15,000.00	15,000.00 -
01-400-6636	PROF. FEES - WEB SITE SUPPORT	0	925	3,000.00	2,075.00 30.8
01-400-6645	PROF. FEES - GRANT ADM.	0	0	30,000.00	30,000.00 -
01-400-6650	PROF. FEES - LEGAL	0	23,494.23	150,000.00	126,505.77 15.7
01-400-6675	COMPREHENSIVE PLAN	0	250	20,000.00	19,750.00 1.3
01-400-6770	TRAVEL, TRAINING & DEV.	207.74	4,471.61	20,000.00	15,528.39 22.4
01-400-7351	EQUIPMENT MAINT. AGREEMENTS	151.2	668.4	8,600.00	7,931.60 7.8
01-400-7450	REPAIRS-OFFICE EQUIPMENT	0	0	500	500 -
01-400-8550	SUPPLIES - OFFICE	117.38	1,943.32	7,500.00	5,556.68 25.9
01-400-8750	SUPPLIES - PRINTING	244.98	244.98	1,000.00	755.02 24.5
01-400-9000	UTILITIES - INTERNET	455	2,385.92	10,000.00	7,614.08 23.9
01-400-9070	UTILITIES - TELEPHONE	263.76	1,948.68	7,000.00	5,051.32 27.8
01-400-9100	MISCELLANEOUS EXPENSES	0	0	1,000.00	1,000.00 -
01-400-9300	PROJECT DEVELOPMENT	0	11,010.40	35,000.00	23,989.60 31.5
01-400-9900	INTERDEPARTMENT SUPPORT	-11,794.84	-47,179.36	-176,538.00	-129,358.64 (26.7)
	TOTAL ADMIN	23,557.78	153,078.74	825,073.00	671,994.26 18.6

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

GENERAL FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>COUNCIL</u>					
01-401-6240	CITY COUNCIL-COMMUNITY SUPPORT	0	0	3,000.00	3,000.00	-
01-401-6280	DUES & SUBSCRIPTIONS	0	50	150	100	33.3
01-401-6325	FIREWORKS	0	0	12,500.00	12,500.00	-
01-401-6710	PUBLIC RELATIONS	0	0	250	250	-
01-401-6770	TRAVEL, TRAINING & DEV.	32.69	257.76	10,000.00	9,742.24	2.6
01-401-6800	COUNCIL CHAMBER IMPROV	0	0	40,000.00	40,000.00	-
01-401-8550	SUPPLIES - OFFICE	0	0	100	100	-
01-401-9070	UTILITIES - TELEPHONE	0	22	400	378	5.5
01-401-9500	LOBBYIST FEES	0	29,250.00	108,000.00	78,750.00	27.1
	TOTAL COUNCIL	32.69	29,579.76	174,400.00	144,820.24	17.0
	<u>COMMISSION</u>					
01-402-6000	SALARIES & WAGES	374.77	1,765.71	11,070.00	9,304.29	16.0
01-402-6030	FICA TAXES	5.44	26.99	161	134.01	16.8
01-402-6040	WORKER'S COMP	48.15	115.7	345	229.3	33.5
01-402-6050	ESC TAXES	7.09	84.59	310	225.41	27.3
01-402-6060	HEALTH & LIFE INSURANCE	132.64	530.56	2,520.00	1,989.44	21.0
01-402-6070	PERS RETIREMENT	82.45	205.97	2,435.00	2,229.03	8.5
01-402-6760	TRAINING & PROF DEVELOPMENT	0	0	250	250	-
01-402-9100	MISCELLANEOUS EXPENSES	26	210.92	250	39.08	84.4
	TOTAL COMMISSION	676.54	2940.44	17341	14400.56	25.9
	<u>ELECTIONS</u>					
01-420-6100	VOLUNTEER SUPPORT	0	0	1,200.00	1,200.00	-
01-420-6205	ADVERTISING	0	0	600	600	-
	TOTAL ELECTIONS	0	0	1,800.00	1,800.00	-

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
PUBLIC SAFETY					
01-510-6000 SALARIES & WAGES	21,928.18	108,627.81	354,198.00	245,570.19	31.0
01-510-6030 FICA TAXES	527.56	2,665.54	8,540.00	5,874.46	31.0
01-510-6040 WORKER'S COMP.	2,973.07	8,278.06	21,220.00	12,941.94	39.0
01-510-6050 ESC TAXES	414.44	2,133.38	6,761.00	4,627.62	32.0
01-510-6060 HEALTH & LIFE INSURANCE	2741.98	9,946.61	63,000.00	53,053.39	16.0
01-510-6070 PERS RETIREMENT	3,614.72	18,433.44	70,492.00	52,058.56	26.0
01-510-6091 UNIFORM ALLOWANCE	0	310	2,300.00	1,990.00	13.5
01-510-6100 VOLUNTEER SUPPORT	0	0	1,500.00	1,500.00	-
01-510-6205 ADVERTISING	0	0	50	50	-
01-510-6210 B.T.I. CONDO FEES	165.65	813.25	2,500.00	1,686.75	33.0
01-510-6280 DUES & SUBSCRIPTIONS	0	0	100	100	-
01-510-6410 INSURANCE - LIABILITY	5,444.25	5,444.25	4,938.00	-506.25	110.0
01-510-6420 INSURANCE - AUTO	0	0	10,524.00	10,524.00	-
01-510-6440 INSURANCE - PROPERTY	0	0	289	289	-
01-510-6490 POLICE-INSURANCE CLAIMS-DEDUCT	0	0	10,000.00	10,000.00	-
01-510-6540 LICENSES & PERMITS	0	0	100	100	-
01-510-6565 OUTSIDE CONTRACTORS	0	316	1,500.00	1,184.00	21.1
01-510-6570 PHYSICAL EXAMS	0	114.13	1,000.00	885.87	11.4
01-510-6580 POSTAGE	0	32.87	200	167.13	16.4
01-510-6700 PUBLICATIONS & SUBSCRIPTIONS	0	0	1,000.00	1,000.00	-
01-510-6735 EQUIPMENT PURCHASE	93.96	8,346.61	14,000.00	5,653.39	59.6
01-510-6761 TRAINING - EMS SUPVSG MD	0	3,000.00	12,000.00	9,000.00	25.0
01-510-6770 TRAVEL, TRAINING & DEV.	1,555.67	2,827.91	9,000.00	6,172.09	31.4
01-510-7100 BUILDING MAINT.	0	53.7	1,500.00	1,446.30	3.6
01-510-7150 REPAIRS - COMMUNICATION EQUIPM	0	267.68	1,800.00	1,532.32	14.9
01-510-7200 REPAIRS-COMPUTER SYSTEM	529.96	559.96	500	-59.96	112.0
01-510-7350 REPAIRS - EQUIPMENT	993.73	2,375.21	3,050.00	674.79	77.9
01-510-7400 REPAIRS - VEHICLES	1,597.28	6,260.14	18,300.00	12,039.86	34.2
01-510-7750 GAS & OIL - VEHICLES	1,048.69	2,647.39	22,500.00	19,852.61	11.8
01-510-8020 SUPPLIES - AMMUNITION	0	0	1,200.00	1,200.00	-
01-510-8100 SUPPLIES - COMPUTERS	0	548.98	750	201.02	73.2
01-510-8150 SUPPLIES - CONSUMABLE	0	186.51	5,000.00	4,813.49	3.7
01-510-8550 SUPPLIES - OFFICE	0	540.45	3,500.00	2,959.55	15.4
01-510-8650 SUPPLIES & DRUGS BILLABLE	0	0	4,800.00	4,800.00	-
01-510-8950 SUPPLIES - UNIFORMS	0	0	10,700.00	10,700.00	-
01-510-9000 UTILITIES - INTERNET	1,001.08	4,260.26	15,000.00	10,739.74	28.4
01-510-9010 UTILITIES - ELECTRICITY	265.14	1,011.57	3,200.00	2,188.43	31.6
01-510-9040 UTILITIES - HEATING FUELS	447.9	2,541.96	6,400.00	3,858.04	39.7
01-510-9070 UTILITIES - TELEPHONE	47.99	3,236.13	14,000.00	10,763.87	23.1
01-510-9200 GRANT EXPENDITURES	0	0	2,000.00	2,000.00	-
TOTAL PUBLIC SAFETY	45,391.25	195,779.80	709,412.00	513,632.20	24.1

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

GENERAL FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>CLINIC</u>					
01-535-6210	B.T.I. CONDO FEE	1,039.07	3,766.28	11,684.00	7,917.72	32.2
01-535-6211	RENTAL UNIT	0	535.96	1,000.00	464.04	53.6
01-535-9100	MISCELLANEOUS EXP	0	0	9,000.00	9,000.00	-
	<u>TOTAL CLINIC</u>	<u>1,039.07</u>	<u>4,302.24</u>	<u>21,684.00</u>	<u>17,381.76</u>	<u>19.8</u>

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
PUBLIC WORKS					
01-600-6000 SALARIES & WAGES	7,879.09	41,252.61	153,694.00	112,441.39	26.8
01-600-6030 FICA TAXES	114.25	1,104.45	5,205.00	4,100.55	21.2
01-600-6040 WORKER'S COMP.	917.46	2,554.25	6,548.00	3,993.75	39.0
01-600-6050 ESC TAXES	148.92	898.86	2,911.00	2,012.14	30.9
01-600-6060 HEALTH & LIFE INSURANCE	1541.06	6,164.26	18,900.00	12,735.74	32.0
01-600-6070 PERS RETIREMENT	1,733.42	9,037.15	23,283.00	14,245.85	38.8
01-600-6091 UNIFORM ALLOWANCE	0	10	0	-10	-
01-600-6420 INSURANCE - AUTO	0	0	3,870.00	3,870.00	-
01-600-6440 INSURANCE - PROPERTY	0	0	12,154.00	12,154.00	-
01-600-6490 INSURANCE CLAIMS-DEDUCTIBLES	0	0	5,000.00	5,000.00	-
01-600-6540 LICENSES & FEES	13.26	64.38	250	185.62	25.8
01-600-6565 OUTSIDE CONTRACTORS	0	0	10,000.00	10,000.00	-
01-600-6570 PHYSICAL EXAMS	0	0	500	500	-
01-600-6740 SMALL TOOLS	0	707.53	1,500.00	792.47	47.2
01-600-6770 TRAVEL, TRAINING & DEV.	247.5	247.5	2,000.00	1,752.50	12.4
01-600-7100 REPAIRS - BUILDINGS	112	578.12	5,000.00	4,421.88	11.6
01-600-7210 REPAIRS - ROADS	0	0	15,000.00	15,000.00	-
01-600-7350 REPAIRS - EQUIPMENT	348.93	784.97	30,000.00	29,215.03	2.6
01-600-7750 GAS & OIL - VEHICLES	101.11	2,170.01	45,000.00	42,829.99	4.8
01-600-8550 SUPPLIES - OFFICE	0	0	500	500	-
01-600-8950 SUPPLIES - UNIFORMS	0	0	1,000.00	1,000.00	-
01-600-8970 SUPPLIES - SAFETY	0	0	2,000.00	2,000.00	-
01-600-8995 SUPPLIES & MATERIALS	0	0.48	15,000.00	14,999.52	-
01-600-9000 UTILITIES - INTERNET	243	972	5,938.00	4,966.00	16.4
01-600-9010 UTILITIES - ELECTRICITY	4,057.43	10,432.48	31,500.00	21,067.52	33.1
01-600-9040 UTILITIES - HEATING FUEL	2,015.51	11,170.39	35,000.00	23,829.61	31.9
01-600-9070 UTILITIES - TELEPHONE	162.18	864.17	2,500.00	1,635.83	34.6
01-600-9095 UTILITIES - WATER/SEWER	113.16	113.16	8,000.00	7,886.84	1.4
01-600-9900 INTERDEPARTMENT SUPPORT	-2,916.66	-11,666.64	-35,000.00	-23,333.36	(33.3)
TOTAL PUBLIC WORKS	16,831.62	77,460.13	407,253.00	329,792.87	13.0
PROPERTY & FACILITIES					
01-700-6210 B.T.I. CONDO FEES	472.44	2,266.20	5,407.00	3,140.80	41.9
01-700-6215 CONDO MAINTENANCE	20.13	186.13	1,000.00	813.87	18.6
01-700-7100 REPAIRS - BUILDINGS	0	65	5,000.00	4,935.00	1.3
01-700-9000 UTILITIES - INTERNET SERVICE	122	458	1,500.00	1,042.00	30.5
TOTAL PROPERTY & FACILITIES	614.57	2,975.33	12,907.00	9,931.67	23.1
PARKS AND RECREATION					
01-800-8950 SUPPLIES AND MATERIALS	0	3,273.00	0	-3,273.00	-
TOTAL PARKS AND RECREATION	0	3,273.00	0	-3,273.00	-

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

GENERAL FUND

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
01-910-9530	<u>GF ADMN CAPITAL OUTLAY</u>					
	CAPITAL OUTLAY - COMP	0	1,024.83	5,000.00	3,975.17	20.5
	TOTAL GF ADMN CAPITAL OUTLAY	0	1,024.83	5,000.00	3,975.17	20.5
01-970-9510	<u>GF PARK & REC CAP OUTLAY</u>					
	CAPITAL OUTLAY	0	0	20,000.00	20,000.00	-
	TOTAL GF PARK & REC CAP OUTLAY	0	0	20,000.00	20,000.00	-
	TOTAL FUND EXPENDITURES	88,143.52	467,141.27	2,194,870.00	1,727,728.73	20.3
	NET REVENUE OVER EXPENDITURES	-43,481.10	-191,841.99	60,168.00	252,009.99	(281.9)

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

CRUISE SHIP TAX

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
20-310-4008	<u>TAXES - REVENUE</u>					
	CRUISE SHIP TAX	0	721,325.00	800,000.00	78,675.00	90.2
	TOTAL TAXES - REVENUE	0	721,325.00	800,000.00	78,675.00	90.2
20-360-4900	<u>INVESTMENT EARNINGS</u>					
	EARNINGS ON INVESTMENT	0	0	15,044.00	15,044.00	-
	TOTAL INVESTMENT EARNINGS	0	0	15,044.00	15,044.00	-
	TOTAL FUND REVENUE	0	721,325.00	815,044.00	93,719.00	88.5

CRUISE SHIP TAX

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
20-400-6240	<u>DONATIONS - SUPPORT</u>					
	MUSEUM SUPPORT - DONATIONS	0	0	10,000.00	10,000.00	-
	TOTAL DONATIONS - SUPPORT	0	0	10,000.00	10,000.00	-
20-990-9990 20-990-9993	<u>TRANSFERS OUT</u>					
	TRANSFER TO GENERAL FUND	0	158,000.00	158,000.00	0	100.0
	TRANSFER TO PUBLIC SFTY BLDG	0	0	2,500,000.00	2,500,000.00	-
	TOTAL TRANSFERS OUT	0	158,000.00	2,658,000.00	2,500,000.00	5.9
	TOTAL FUND EXPENDITURES	0	158,000.00	2,668,000.00	2,510,000.00	5.9
	NET REVENUE OVER EXPENDITURES	0	563,325.00	-1,852,956.00	-2,416,281.00	30.4

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

RAILROAD STATION IMPROVEMENT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
22-330-4000	<u>GRANT REVENUE</u>					
	GRANT REVENUES 10-DC-032		0	280,817.00	280,817.00	-
	TOTAL GRANT REVENUE		0	280,817.00	280,817.00	-
	TOTAL FUND REVENUE		0	280,817.00	280,817.00	-

RAILROAD STATION IMPROVEMENT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
22-900-9200	<u>GRANT EXPENDITURES</u>					
	GRANT EXPENDITURES 10-DC-032		0	280,817.00	280,817.00	-
	TOTAL GRANT EXPENDITURES		0	280,817.00	280,817.00	-
	TOTAL FUND EXPENDITURES		0	280,817.00	280,817.00	-
	NET REVENUE OVER EXPENDITURES		0	0	0	-

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

COMMUNITY DEVELOPMENT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
24-330-4000	<u>GRANT REVENUES</u>					
	GRANT REVENUES 09-RR-022	0	19,082.74	25,482.00	6,399.26	74.9
	TOTAL GRANT REVENUES	0	19,082.74	25,482.00	6,399.26	74.9
	TOTAL FUND REVENUE	0	19,082.74	25,482.00	6,399.26	74.9

COMMUNITY DEVELOPMENT

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
24-900-9200	<u>GRANT EXPENDITURES</u>					
	GRANT EXPENDITURES 09-RR-022	244.99	1,095.67	25,482.00	24,386.33	4.3
	TOTAL GRANT EXPENDITURES	244.99	1,095.67	25,482.00	24,386.33	4.3
	TOTAL FUND EXPENDITURES	244.99	1,095.67	25,482.00	24,386.33	4.3
	NET REVENUE OVER EXPENDITURES	-244.99	17,987.07	0	-17,987.07	-

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

PUBLIC WORKS/SAFETY COMPLEX

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
29-330-4010	<u>GRANT REVENUE</u>					
	GRANT REVENUE - STATE DCCED	0	373,140.00	1,939,729.00	1,566,589.00	19.2
	TOTAL GRANT REVENUE	0	373,140.00	1,939,729.00	1,566,589.00	19.2
29-390-4982	<u>TRANSFERS FROM OTHER FUNDS</u>					
	TRANSFER IN	0	0	2,500,000.00	2,500,000.00	-
	TOTAL TRANSFERS FROM OTHER FUNDS	0	0	2,500,000.00	2,500,000.00	-
	TOTAL FUND REVENUE	0	373,140.00	4,439,729.00	4,066,589.00	8.4

PUBLIC WORKS/SAFETY COMPLEX

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
29-600-9200	<u>CAPITAL EXPENDITURES</u>					
	CAPITAL EXPENDITURES-PUBLIC WO	223,599.64	1,723,981.19	4,439,729.00	2,715,747.81	38.8
	TOTAL CAPITAL EXPENDITURES	223,599.64	1,723,981.19	4,439,729.00	2,715,747.81	38.8
	TOTAL FUND EXPENDITURES	223,599.64	1,723,981.19	4,439,729.00	2,715,747.81	38.8
	NET REVENUE OVER EXPENDITURES	-223,599.64	-1,350,841.19	0	1,350,841.19	-

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

SHOTGUN COVE

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>STATE GRANT REVENUE</u>					
30-320-4068	GRANT REV- IV 13-DC-508	0	657,228.86	1,191,999.00	534,770.14	55.1
30-320-4070	GRANT REV PHS V 15-DC-160	0	59,400.00	2,000,000.00	1,940,600.00	3.0
	<u>TOTAL STATE GRANT REVENUE</u>	<u>0</u>	<u>716,628.86</u>	<u>3,191,999.00</u>	<u>2,475,370.14</u>	<u>22.5</u>
	<u>FEDERAL GRANT REVENUE WFL</u>					
30-350-4063	GRANT REV - PH III	0	0	1,951,875.00	1,951,875.00	-
	<u>TOTAL FEDERAL GRANT REVENUE WFL</u>	<u>0</u>	<u>0</u>	<u>1,951,875.00</u>	<u>1,951,875.00</u>	<u>-</u>
	<u>TOTAL FUND REVENUE</u>	<u>0</u>	<u>716,628.86</u>	<u>5,143,874.00</u>	<u>4,427,245.14</u>	<u>13.9</u>

SHOTGUN COVE

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>STATE GRANT EXPENDITURES</u>					
30-820-9204	GRANT EXP PHS IV 13-DC-508	0	17,081.81	1,191,999.00	1,174,917.19	1.4
30-820-9542	GRANT EXP PHS V 15-DC-160	0	0	2,000,000.00	2,000,000.00	-
	<u>TOTAL STATE GRANT EXPENDITURES</u>	<u>0</u>	<u>17,081.81</u>	<u>3,191,999.00</u>	<u>3,174,917.19</u>	<u>0.5</u>
	<u>FEDERAL GRANT EXPENDITURES WFL</u>					
30-850-9543	CAPITAL OUTLAY - SHOTGUN COVE	0	0	1,951,875.00	1,951,875.00	-
	<u>TOTAL FEDERAL GRANT EXPENDITURES WFL</u>	<u>0</u>	<u>0</u>	<u>1,951,875.00</u>	<u>1,951,875.00</u>	<u>-</u>
	<u>TOTAL FUND EXPENDITURES</u>	<u>0</u>	<u>17,081.81</u>	<u>5,143,874.00</u>	<u>5,126,792.19</u>	<u>0.3</u>
	<u>NET REVENUE OVER EXPENDITURES</u>	<u>0</u>	<u>699,547.05</u>	<u>0</u>	<u>-699,547.05</u>	<u>-</u>

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

WATER AND WASTEWATER

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>CHARGES FOR SERVICES</u>					
50-340-4300	WATER SERVICE CHARGES	11,292.47	28,010.60	295,000.00	266,989.40	9.5
50-340-4350	WASTE WATER SERVICE CHARGES	5,054.76	18,321.57	155,000.00	136,678.43	11.8
50-340-4500	ENTERPRISE-PERMIT FEES	0	0	100	100	-
	<u>TOTAL CHARGES FOR SERVICES</u>	<u>16,347.23</u>	<u>46,332.17</u>	<u>450,100.00</u>	<u>403,767.83</u>	<u>10.3</u>
	<u>MISCELLANEOUS</u>					
50-360-4901	INTEREST ON BANK ACCOUNTS	0	0	5,000.00	5,000.00	-
50-360-4910	MISCELLANEOUS INCOME	87.24	191.01	0	-191.01	-
	<u>TOTAL MISCELLANEOUS</u>	<u>87.24</u>	<u>191.01</u>	<u>5,000.00</u>	<u>4,808.99</u>	<u>3.8</u>
	<u>TOTAL FUND REVENUE</u>	<u>16,434.47</u>	<u>46,523.18</u>	<u>455,100.00</u>	<u>408,576.82</u>	<u>10.2</u>

WATER AND WASTEWATER

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>OPERATION EXPENSES</u>					
50-800-6000	SALARIES & WAGES	12,305.32	56,424.86	171,828.00	115,403.14	32.8
50-800-6030	FICA TAXES	178.41	817.64	2,491.00	1,673.36	32.8
50-800-6040	WORKER'S COMP.	905	2,704.25	7,197.00	4,492.75	37.6
50-800-6050	ESC TAXES	232.55	995.2	2,775.00	1,779.80	35.9
50-800-6060	HEALTH & LIFE INSURANCE	2683.07	10,732.29	33,390.00	22,657.71	32.0
50-800-6070	PERS RETIREMENT	2,690.67	12,127.74	37,802.00	25,674.26	32.1
50-800-6410	INSURANCE - LIABILITY	0	0	1,469.00	1,469.00	-
50-800-6420	INSURANCE - AUTO	0	0	2,025.00	2,025.00	-
50-800-6490	INSURANCE - CLAIMS DEDUCTIBLE	0	0	5,000.00	5,000.00	-
50-800-6540	LICENSES & PERMITS	0	150	1,400.00	1,250.00	10.7
50-800-6565	OUTSIDE CONTRACTORS	0	0	10,000.00	10,000.00	-
50-800-6570	PHYSICAL EXAMS	0	0	500	500	-
50-800-6580	POSTAGE	0	22.88	250	227.12	9.2
50-800-6740	SMALL TOOLS	0	119.98	2,500.00	2,380.02	4.8
50-800-6750	TESTING WATER/SEWER	0	305	5,000.00	4,695.00	6.1
50-800-6770	TRAVEL, TRAINING & DEV.	0	0	5,000.00	5,000.00	-
50-800-7100	REPAIRS - BUILDING	0	17.48	5,000.00	4,982.52	0.4
50-800-7350	REPAIRS - EQUIPMENT	0	473.14	8,000.00	7,526.86	5.9
50-800-7650	REPAIRS - SYSTEM	0	0	5,000.00	5,000.00	-
50-800-7750	GAS & OIL - VEHICLES	194.39	194.39	3,500.00	3,305.61	5.6
50-800-8550	SUPPLIES - OFFICE	0	166.5	500	333.5	33.3
50-800-8950	UNIFORMS	0	0	400	400	-
50-800-8970	SUPPLIES - SAFETY	0	0	2,500.00	2,500.00	-
50-800-8995	SUPPLIES & MATERIALS	0	0	4,000.00	4,000.00	-
50-800-9010	UTILITIES - ELECTRICITY	1,950.65	8,058.30	32,250.00	24,191.70	25.0
50-800-9040	UTILITIES - HEATING FUEL	834.36	4,589.50	13,500.00	8,910.50	34.0
50-800-9070	UTILITIES - TELEPHONE	0	12.16	500	487.84	2.4
50-800-9900	INTERDEPARTMENT SUPPORT	3,792.50	15,170.00	45,510.00	30,340.00	33.3
	<u>TOTAL OPERATION EXPENSES</u>	<u>25,766.92</u>	<u>113,081.31</u>	<u>409,287.00</u>	<u>296,205.69</u>	<u>27.0</u>
	<u>CAPITAL OUTLAY - FROM RESERVE</u>					
50-900-9580	CAPITAL OUTLAY - VEHICLES	0	0	495,000.00	495,000.00	-
	<u>TOTAL CAPITAL OUTLAY - FROM RESERVE</u>	<u>0</u>	<u>0</u>	<u>495,000.00</u>	<u>495,000.00</u>	<u>-</u>
	<u>TOTAL FUND EXPENDITURES</u>	<u>25,766.92</u>	<u>113,081.31</u>	<u>904,287.00</u>	<u>791,205.69</u>	<u>27.0</u>
	<u>NET REVENUE OVER EXPENDITURES</u>	<u>-9,332.45</u>	<u>-66,558.13</u>	<u>-449,187.00</u>	<u>-382,628.87</u>	<u>(16.8)</u>

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

SMALL BOAT HARBOR

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>CHARGES FOR SERVICES</u>					
51-340-4251	USER FEES & PERMITS	0	0	75	75	-
51-340-4401	MOORAGE - PREFERENTIAL (Billings)		488,939.82			
	ACTUAL Preferential Revenue	13,174.29	330,570.80	420,000.00	89,429.20	78.0
	MOORAGE - PREFERENTIAL (Balance-Aging)		158,369.02			
51-340-4402	MOORAGE - TRANSIENT (Billings)		139,385.58			
	MOORAGE - TRANSIENT (Payments)		102,620.32			
	MOORAGE - TRANSIENT (Balance-Aging)		36,765.26			
	MOORAGE - TRANSIENT (Non-Billed Revenue)	6,445.95	37,288.26			
	ACTUAL Transient Revenue	6,445.95	139,908.58	440,000.00	300,091.42	31.0
51-340-4403	BOAT LIFT FEES	1,447.50	1,717.00	13,000.00	11,283.00	13.2
51-340-4404	UTILITY FEES	3,124.52	11,260.41	60,000.00	48,739.59	18.8
51-340-4406	WHARFAGE FEES	1,815.70	7,202.84	10,000.00	2,797.16	72.0
51-340-4407	VESSEL TOW FEES	556.5	631.5	500	-131.5	126.3
51-340-4408	USED OIL COLLECTION F	17.8	78.6	1,200.00	1,121.40	6.6
51-340-4409	WAITING LIST FEES	250	14,400.00	18,000.00	3,600.00	80.0
51-340-4410	PUMP OUT FEES	150	675	500	-175	135.0
51-340-4411	LAUNCH FEES	5,350.00	11,350.00	100,000.00	88,650.00	11.4
51-340-4412	SHOWERS	72	84	2,500.00	2,416.00	3.4
51-340-4413	GRID	116.6	116.6	1,000.00	883.4	11.7
51-340-4414	VESSEL MAINTENANCE	0	0	6,000.00	6,000.00	-
51-340-4415	DRY STORAGE FEES	0	1,224.00	4,000.00	2,776.00	30.6
51-340-4416	PARKING - ANNUAL	1,750.00	4,250.00	73,000.00	68,750.00	5.8
51-340-4418	USER FEES	0	24	4,000.00	3,976.00	0.6
51-340-4426	PARKING DAILY	2,995.00	6,035.00	60,000.00	53,965.00	10.1
51-340-4445	MISC. SERVICES	0	75	1,000.00	925	7.5
	TOTAL CHARGES FOR SERVICES	37,265.86	724,737.61	1,214,775.00	490,037.39	35.7
	<u>LEASES INCOME</u>					
51-345-4512	LEASE - ARRC NET OF RR SHARE	9,535.39	12,574.21	66,000.00	53,425.79	19.1
	TOTAL LEASES INCOME	9,535.39	12,574.21	66,000.00	53,425.79	19.1
	<u>OTHER REVENUE</u>					
51-360-4417	FUEL FLOAT INCOME	0	-8,639.75	20,000.00	28,639.75	(43.2)
51-360-4900	INTEREST & LATE FEES ON A/R	0	0	4,000.00	4,000.00	-
51-360-4901	INTEREST ON BANK ACCO	0	0	5,000.00	5,000.00	-
51-360-4910	MISCELLANEOUS INCOME	0	500	0	-500	-
51-360-4914	RESALE ITEMS	0	0	500	500	-
	TOTAL OTHER REVENUE	0	-8,139.75	29,500.00	37,639.75	(43.2)
	TOTAL FUND REVENUE	46,801.25	729,172.07	1,310,275.00	581,102.93	55.0

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

SMALL BOAT HARBOR

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>HARBOR OPERATIONS EXP</u>					
51-800-6000 SALARIES & WAGES	27,699.54	126,428.09	461,555.00	335,126.91	27.4
51-800-6030 FICA TAXES	597.3	3,171.92	11,624.00	8,452.08	27.3
51-800-6040 WORKER'S COMP.	3,148.25	7,135.50	15,949.00	8,813.50	44.7
51-800-6050 ESC TAXES	523.53	2,947.69	10,391.00	7,443.31	28.4
51-800-6060 HEALTH & LIFE INSURANCE	5686.45	22,745.82	94,500.00	71,754.18	24.0
51-800-6070 PERS RETIREMENT	5,399.60	24,029.74	84,080.00	60,050.26	28.6
51-800-6205 ADVERTISING	0	0	1,500.00	1,500.00	-
51-800-6215 COLLECTION EXPENSE	0	0	5,000.00	5,000.00	-
51-800-6220 BANK SERVICE CHARGES	0	6,690.34	14,000.00	7,309.66	47.8
51-800-6260 BAD DEBT EXPENSE	0	0	10,000.00	10,000.00	-
51-800-6280 DUES & SUBSCRIPTIONS	0	75	500	425	15.0
51-800-6410 INSURANCE - LIABILITY	0	0	62,256.00	62,256.00	-
51-800-6420 INSURANCE - AUTO	0	0	2,638.00	2,638.00	-
51-800-6440 INSURANCE - PROPERTY	0	0	16,158.00	16,158.00	-
51-800-6490 INSURANCE CLAIMS-DEDU	0	0	5,000.00	5,000.00	-
51-800-6540 ENTERPRISE-LICENSES & PERMITS	0	0	250	250	-
51-800-6565 OUTSIDE CONTRACTORS	33.15	132.55	25,000.00	24,867.45	0.5
51-800-6570 PHYSICAL EXAMS	0	173	500	327	34.6
51-800-6580 POSTAGE	0	563.06	2,500.00	1,936.94	22.5
51-800-6635 PROF. FEES - COMPUTER SUPPORT	404.95	1,674.88	5,000.00	3,325.12	33.5
51-800-6636 PROF FEES - WEB SITE	0	800	2,500.00	1,700.00	32.0
51-800-6650 PROF. FEES - LEGAL	0	370.5	10,000.00	9,629.50	3.7
51-800-6700 PUBLICATIONS&SUBS.	0	0	350	350	-
51-800-6730 EQUIPMENT RENTAL	989.1	989.1	2,000.00	1,010.90	49.5
51-800-6740 SMALL TOOLS	32.94	57.78	3,000.00	2,942.22	1.9
51-800-6770 TRAVEL, TRAINING & DEV.	75	3,086.00	4,000.00	914	77.2
51-800-6780 WASTE DISPOSAL - EVOS	210	210	2,000.00	1,790.00	10.5
51-800-7100 REPAIRS - BUILDINGS	58.17	1,182.95	3,000.00	1,817.05	39.4
51-800-7350 REPAIRS - EQUIPMENT	0	1,574.88	16,000.00	14,425.12	9.8
51-800-7400 REPAIRS - VEHICLES	0	108.98	2,000.00	1,891.02	5.5
51-800-7500 PARKING LOT MAINTENANCE	22	180.94	1,500.00	1,319.06	12.1
51-800-7610 REPAIRS - UTILITIES	566.8	566.8	6,000.00	5,433.20	9.5
51-800-7750 GAS & OIL - VEHICLES	196.91	774.85	9,300.00	8,525.15	8.3
51-800-7820 REPAIRS - DOCKS	274.35	2,871.54	20,000.00	17,128.46	14.4
51-800-8150 SUPPLIES - CONSUMABLE	269.09	1,772.70	8,000.00	6,227.30	22.2
51-800-8151 SUPPLIES - CONSUMABLE - SERV	0	0	1,750.00	1,750.00	-
51-800-8200 SUPPLIES - PARKING	0	748.69	4,000.00	3,251.31	18.7
51-800-8400 SUPPLIES - FIRE SUPPRESSION	0	0	7,000.00	7,000.00	-
51-800-8550 SUPPLIES - OFFICE	126.86	126.86	6,000.00	5,873.14	2.1
51-800-8750 SUPPLIES - PRINTING	0	0	1,500.00	1,500.00	-
51-800-8800 SUPPLIES - RESALE ITEMS	0	0	500	500	-
51-800-8950 SUPPLIES - UNIFORMS	254	1,475.90	2,000.00	524.1	73.8
51-800-8970 SUPPLIES - SAFETY	805.96	805.96	2,000.00	1,194.04	40.3
51-800-9000 UTILITIES - INTERNET	243	972	7,000.00	6,028.00	13.9
51-800-9010 UTILITIES - ELECTRICITY	5,678.82	25,194.40	60,000.00	34,805.60	42.0
51-800-9040 UTILITIES - HEATING FUEL	330.41	2,009.48	4,500.00	2,490.52	44.7
51-800-9050 UTILITIES - SOLID WASTE	17,057.21	23,730.53	80,000.00	56,269.47	29.7
51-800-9070 UTILITIES - TELEPHONE	213.19	1,104.82	6,000.00	4,895.18	18.4
51-800-9095 UTILITIES - WATER/WASTEWATER	610.98	1,141.60	25,000.00	23,858.40	4.6
51-800-9510 SNOW REMOVAL	0	0	35,000.00	35,000.00	-
51-800-9900 INTERDEPARTMENT SUPPORT	10,919.00	43,676.00	131,028.00	87,352.00	33.3
TOTAL HARBOR OPERATIONS EXP	82,426.56	311,300.85	1,291,329.00	980,028.15	18.7
<u>CAPITAL OUTLAY - FROM RESERVE</u>					
51-900-9510 CAPITOL OUTLAY - BLDG & FACIL	0	0	120,000.00	120,000.00	-
51-900-9520 CAPITOL OUTLAY - EQUIPMENT	0	0	150,000.00	150,000.00	-
51-900-9530 CAPITOL OUTLAY - COMP	0	0	5,000.00	5,000.00	-
TOTAL CAPITAL OUTLAY - FROM RESERVE	0	0	275,000.00	275,000.00	-
TOTAL FUND EXPENDITURES	82,426.56	311,300.85	1,566,329.00	1,255,028.15	18.7
NET REVENUE OVER EXPENDITURES	-35,625.31	417,871.22	-256,054.00	-673,925.22	165.4

**CITY OF WHITTIER
REVENUES WITH COMPARISON TO BUDGET
FOR THE 4 MONTHS ENDING APRIL 30, 2016**

HARBOR RENOVATION C.I.P.

		PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
	<u>NON-GRANT EXPENDITURES</u>					
73-800-9305	OCEAN DOCK REPAIR	14,795.00	14,795.00	0	-14,795.00	-
	TOTAL NON-GRANT EXPENDITURES	14,795.00	14,795.00	0	-14,795.00	-
	TOTAL FUND EXPENDITURES	14,795.00	14,795.00	0	-14,795.00	-
	NET REVENUE OVER EXPENDITURES	-14,795.00	-14,795.00	0	14,795.00	-

May 11, 2016

From: Harbormaster
To: City Manager

Subj: Monthly Harbor Report

Administration:

- Contractors have started on the new roof and siding for the office building.
- Staff is compiling data to support the city's financial audit.
- Office hours will shift to the summer schedule starting May 26 to ensure we're ready for the Memorial Day weekend. Hours will be 7 am – 7 pm Monday-Thursday, and 7 am- 9 pm Friday-Sunday.

Harbor:

- New metal signs are installed at the end of each float to help boaters identify them as they arrive.
- Smitty's Cove ramp is in need of repair. For future planning purposes, I got an estimate from one contractor. Cost to patch the holes in the ramp is approximately \$79,000. Estimated cost to resurface the entire ramp is \$290,000. Harbor staff will make temporary repairs this year.
- Bull rails were replaced on "A" float.
- One of the parking meters required a new receipt printer and dollar bill receiver. The receipt printer was replaced, and the dollar bill changer is expected to arrive in 3 weeks. Parts are covered by the warranty, but I did purchase spares to prevent excessive down time in the event of future failures.
- Staff has been working on the campground at the head of the bay. Spaces are numbered, grass has been mowed, and fire rings are in place. Rocks have been positioned to prevent parking and dumping on the beach. Additional signage has been ordered and is expected this week.

Meetings attended:

- Small claims court
- Army Corps of Engineers, discussed prospects for a breakwater and boat ramp at the head of the bay.

Copy to:
File



THE CITY OF WHITTIER

Gateway to the Western Prince William Sound

P.O. Box 608 • Whittier, Alaska 99693 • (907) 472-2327 • Fax (907) 472-2404

MEMORANDUM

To: Mark Lynch, City Manager

From: David M. Schofield, Director of Public Safety

Re: Monthly Public Safety Council Report

Date: 12 May 2016

POLICE

Equipment Violation	6	Disorderly Conduct	1
Agency Assist	6	Public Assist	12
Criminal Trespass	8	Motorist Assist	2
REDDI/DUI	1	Domestic Disturbance	2
Paper Service	3	Assault	2
Medical Assist	4	Probation Violation	1
Failure to provide registration	1	Speeding	11
Equipment Violation	3	Death Notification	1
Misconduct with Controlled Substance			2
Failure to provide proof of insurance			1
Failure to obey traffic control device			2

EMS

2 Ambulance calls

- 1 Advanced life support
- 1 Basic life support

FIRE

3 Fire calls

- 1 Public Assist
- 1 False Alarm
- 1 Vehicle Fire

1 BLS class.

CEVO Emergency Vehicle Driver training complete. 10 members achieved their National Safety Council Emergency Vehicle Operator certificate.

Firefighter II class underway, completion in May.

Received Code Blue Grant for 5,958 for 2 new stair chairs. Should be delivered in September.



THE CITY OF WHITTIER

Gateway to Western Prince William Sound

P.O. Box 608 • Whittier, Alaska 99693 • (907) 472-2327 • Fax (907) 472-2404

**PORT & HARBOR COMMISSION
REGULAR MEETING
Thursday, March 3, 2016
Homeowner's Lounge, BTI Building
6:00 pm**

MINUTES

CALL TO ORDER

Ed Hedges called the meeting to order at 6:01 pm.

OPENING CEREMONY

Ed Hedges led the Pledge of Allegiance.

ROLL CALL

Ed Hedges	Seat A	P
Peter Denmark	Seat B	P
Brad Von Wichman	Seat C	P
Monty Irvin	Seat D	P
Vacant	Seat E	
Arnie Arneson	Seat F	P
David Goldstein	Seat G	A

ADMINISTRATION PRESENT

Andy Dennis, Harbormaster
Scott Korbe, Public Works Director
Jennifer Rogers, Deputy City Clerk

PUBLIC CITIZENS PRESENT

Charlene Arneson

MOTION: Arnie Arneson made a motion to excuse and David Goldstein from tonight's meeting.

SECOND: Peter Denmark

DISCUSSION

Ed Hedges Y Peter Denmark Y Brad VonWichman Y Monty Irvin Y Seat E __ Arnie Arneson Y David Goldstein Q

VOTE: The motion passed unanimously.

APPROVAL OF AGENDA

MOTION: Arnie Arneson made a motion to approve the Regular Meeting Agenda of March 3, 2016 as is.

SECOND: Peter Denmark

Ed Hedges Y Peter Denmark Y Brad VonWichman Y Monty Irvin Y Seat E Arnie Arneson Y David Goldstein O

VOTE: The motion passed unanimously.

DISCUSSION: None

APPROVAL OF MINUTES

MOTION: Peter Denmark made a motion to approve the Port & Harbor Regular Meeting Minutes of November 12, 2015 with amendments.

SECOND: Arnie Arneson

Ed Hedges Y Peter Denmark Y Brad VonWichman Y Monty Irvin Y Seat E Arnie Arneson Y David Goldstein O

VOTE: The motion passed unanimously.

DISCUSSION: Ed Hedges stated that there are a couple of corrections that need to be made to the November 12, 2015 meeting minutes. They are as follow: Arnie Arneson was present at the November 12, 2015 meeting and the word "and" should be removed after Peter Denmark's name when excusing absences.

ADMINISTRATIVE REPORTS

A. Harbormaster Report

See original Harbormaster's report in clerk's packet.

Harbormaster, Andy Dennis reported that the harbor staff has been working on improvements on the A Float. Some decking on the city dock needs to be replaced. He doesn't plan on spending a lot of money on A, B or C floats since they will eventually be overhauled.

Peter Denmark asked Andy Dennis what happened to the pedestals. Andy Dennis replied that they have been replaced because they were knocked in the water last year. Peter Denmark asked if it's known who did it. Andy replied that he did not.

B. City Manager's Report

Mark Lynch was not present for this meeting.

CORRESPONDENCE

None

UNFINISHED BUSINESS

A. Setting Goals and Priorities for FY2016

Ed Hedges stated that nothing has been done on that.

B. Dump Site

Arnie Arneson asked Ed Hedges to explain what this was about. Ed replied that it has to do with the pump out station. Peter Denmark asked if we have a portable unit at the fuel float available for use when there's a demand for it. Andy replied that yes, there is one available on an as needed basis. He plans on testing it in the next few days.

Arnie Arneson asked if it would be possible to put the portable unit on a floater and move it with a skiff and move it to the area it's needed and it can be parked near the ramp. Andy Dennis stated that he'll look into this.

There was further discussion about the possible location and service of a pump out station.

C. Annual Transients

Ed Hedges asked the commission if they put any thought about adding more annual transients. Andy Dennis replied that he had a discussion with a council member which was not positive. Andy stated that slips are not given with the sale of a boat; it doesn't transfer. Ed Hedges stated that it used to be that way, but policy was changed without going through the Ports & Harbor commission. Andy stated that there's nothing in the city code that tells us who we can issue an annual transient contract to. The price is the same for an annual transient and the preferential slip. Ed added that a slip isn't guaranteed.

Ed stated that he feels there will be less revenue this summer because there will not be as many transients coming in because of the high cost.

There was a long discussion regarding the loss of revenue and slips at the harbor and harbor policy regarding transient rights.

Ed Hedges stated that he was bothered that the transient rights policy was changed without anyone's input other than whoever changed it.

Brad Von Wichman requested that Andy Dennis provide them with financial numbers from previous years.

D. Moorage Agreements

Arnie Arneson would the moorage agreement to be condensed. He went on to say that Title 12 explains everything that is necessary for the operation of a vessel in the harbor. He'd like Andy to use the Valdez Moorage Agreement as an example. Andy replied that there's no guarantee that they'll read Title 12 and it's not legally binding if there's not a signature.

Monty Irvin requested that Andy Dennis provide the commission with a cost benefit analysis for keeping the boat here on the waiting list. Andy encouraged people to come talk to him if anyone noticed anything that didn't match the waiting list.

E. Wash Down Area

Andy Dennis stated that anyone with a boat on a trailer will have a means to wash it off with water hose. The rinse station will be located near the travel lift. Andy Dennis stated that he talked to the harbor master in Cordova because they have a wash down station; that facility cost \$2 million dollars.

Arnie Arneson asked if the travel lift is operational. Scott Korbe replied that it is.

Arnie Arneson asked Andy Dennis if he any objections to him moving his boat from the harbor to his lot in front of the Begich Towers building. Andy replied that he had not considered moving a boat that far, but he would pay for the time either way. Scott Korbe added that in 2009, the harbor master at the time that the travel lift would not travel across the railroad tracks. Andy Dennis stated that he had not had any thought of going that far with it. Arnie explained that it would save him about \$2,000 to go to Valdez to do the bottom work that he needs to do.

Before moving on to New Business, Peter Denmark asked when would be a good time to discuss setting goals for 2016. Ed Hedges replied that they were supposed to hold a special meeting or work session, but it never happened. Peter stated that that's the function of these meetings. He suggested that they discuss it, unless they needed a month or two to discuss it.

Monty Irvin stated that signage is needed at A,B,C floats. Peter wanted to present a resolution for goals. He went on to say that so many of the things he heard tonight involved policy. He asked if anyone present had a policy manual. None of the members possessed one. Peter asked Jennifer Rogers if she would provide everyone a copy of the harbor policies. She said she would.

He stated that we need to review the policies as it has been indicated tonight. We have not looked at the policies since the new floats and fingers were put in. He wondered if the policies are compatible with the new infrastructure. The dump station and moorage rights are a function of this. All of the issues that were discussed tonight can all be handled in a policy review and development conversation.

He would like to put as the second goal as Review and Develop current policies. He would like to put as the first priority the harbor; it's only half finished. He stated that much of the effort of this commission and council should go towards completing the harbor. He announced that the issue is funding. He realizes that there are people considering it on the council.

Peter announced that when we decided to start the harbor, the city created a harbor development committee, which left Port & Harbor without a task. He stated that he'd like to fill the seventh Port & Harbor seat.

Ed Hedges stated that he doesn't know that we can appoint anyone. Peter stated that David Pinquoch led the harbor development. Ed again stated that he has to volunteer for it, we can't appoint someone. Peter replied that he'll volunteer for him.

MOTION: Peter Denmark made a motion to adjourn the meeting.

SECOND: Arnie Arneson

Ed Hedges Y Peter Denmark Y Brad VonWichman Y Monty Irvin Y Seat E Arnie Arneson Y David Goldstein Q

VOTE: The vote passed unanimously

DISCUSSION: Arnie Arneson stated that in 1995, Sue was appointed by Pete Heddell to the Port &

Harbor Commission. Monty stated that we should just vote on it and do it. Deputy Clerk, Jennifer Rogers, stated that according to the code, members have to be appointed by council. Appointed by the Mayor, confirmed by the council. Peter Denmark then suggested that we forward a recommendation to the council appointing Dave Pinquoch as the seventh commission seat.

Peter Denmark stated that his proposal for goals and priorities for Port & Harbor is finish the harbor and develop and review all operational policies. He went on to say that the commission should read the harbor and policies.

MOTION: Peter Denmark made a motion to forward a resolution to the city council, which includes the Port & Harbor goals and priorities for 2016, which includes the number one priority of completing the harbor, float and finger replacement with all possible haste as funding allows and to review and develop current harbor policies.

SECOND: Arnie Arneson

Ed Hedges Y Peter Denmark Y Brad VonWichman Y Monty Irvin Y Seat E __ Arnie Arneson Y David Goldstein Q

VOTE: The vote passed unanimously

NEW BUSINESS

A. Annual Transient Rights
Covered under Item C

B. Harbor Fees

Ed Hedges stated that there are several harbor fees have been added. Ed went over several line items on the fee chart, none of which he said were not approved by the commission. Peter stated that the fees should be a function of the policy.

Peter asked Jennifer if she would provide the members with a copy of the Harbor Policy & Procedure and fee chart. Peter added that any recommendations should be forwarded to the April council meeting.

CITIZENS COMMENTS

Charlene Arneson stated that the commission members did a good work tonight and reminded them that Title 12 should coincide with the Harbor Policy & Procedure Manual.

COMMISSION COMMENTS

NEXT MEETING ATTENDANCE PLANS: April 7, 2016

ADJOURNMENT

MOTION: Brad Von Wichman made a motion to adjourn the meeting.

SECOND: Arnie Arneson

Ed Hedges Y Peter Denmark Y Brad VonWichman Y Monty Irvin Y Seat E __ Arnie Arneson Y David Goldstein Q

VOTE: The vote passed unanimously

Meeting adjourned at 7:21 pm

Attest: Jennifer Rogers
Jennifer Rogers
Deputy City Clerk

Ed Hedges
Chair, Ed Hedges

City of Whittier
PO Box 608
Whittier, AK 99693

May 11, 2016

Dear Mayor and Councilors,

We would like to submit a proposal to the City of Whittier for consideration. We recently purchased the lease for property located in the Whittier Harbor District from Babs Reynolds.

Upon consideration of best use for both the City of Whittier and Custom Marine Services LLC we would like to propose a transfer to the City of Whittier for the Harbor Loop property in exchange for property located just adjacent to the leased lands where Alyeska Pipeline emergency response equipment is currently stored and the City Sewer Treatment Station on the lot named park. The terms of the lease would remain the same.

This would give the City of Whittier a prime piece of developed real estate next to the Harbor Masters office and would allow a place for Custom Marine Services LLC to provide an area that boat owners can temporarily work on their vessels and also provide a pre-staging area for vessels waiting for work at our business.

We realize this is a snow storage area for the City during the winter months and in consideration of this transfer we would work and cooperate with the City of Whittier to plan future snow storage measures.

We appreciate your consideration in this matter and look forward to working with you.

Respectfully Submitted,

Larry Gilman
President



100 Whittier Street
Whittier, Alaska 99693

March 6, 2016

To:
Members of the Whittier City Council
City of Whittier

Tourism Project Proposal

The Prince William Sound Museum has an ongoing interest in presenting Whittier's history to the visiting public. Our long range research project to discover information and images about the community's evolution has turned up a fascinating story about the region. The history of Whittier as a WWII military port is bracketed by the stories of natives and Alaskan pioneers passing through the area to access the Portage Pass. At the other end of the spectrum is the development of Whittier as a civilian community and its growing importance as a maritime and rail port.

Its reported that Whittier hosts as many as 700,000 people a year via cruise ship, Alaska State Ferry System or road & train access. Whittier has much to offer the visiting public in fishing, wildlife tours, hiking, kayaking and photography. Many visitors tour the town of Whittier on foot.

Over the last couple of years we have participated in implementing the Whittier Army Port Historic Walking Tour. The goal was to provide information and historical background to visitors about the history of the surviving military architecture in Whittier that has survived from the Cold War.

We would like to expand on this concept by installing small "points of historical interest" signs along the waterfront walkway. At present we are suggesting 4-6 signs measuring 1' X 3', mounted waist high. These signs would be photo etched metal and would include a brief text and historical photos.

Additionally we are proposing a Great Alaska '64 Earthquake Memorial to be placed in the Triangle business area. The Memorial would commemorate the 1964 Earthquake and the effect it had on the port and industry of Whittier.

The envisioned elements of the memorial would be that of a permanent bronze plaque approximately 14"x24" in size, embedded onto a large stone acquired from the hills around Whittier. Attached is a proposed text.

These signs and commemoration would help to illuminate Whittier's fascinating history for the casual visitor on foot and make their visit to Whittier all the more interesting. History has a way of fading if it isn't maintained and this modest project will go a long way towards helping to preserve the town's history. This strategically placed history will enrich the experience for the region's visitors.

Thank you for your consideration & endorsement

Ted Spencer, Prince William Sound Museum

Peliminary Budget for Signs & Bronze Memorial Plaque

(Quotes are from vendors. Budget does not include sign design and composition, mounting or installation.)

Metal all weather signs (4-5) 1' X 3' @75.00 each\$150-225.00

Bronze Plaque 18" X 24" (includes shipping from manufacturer)\$2000.00

Subjects for points of interest signs:

A. Portage Bay (Passage Canal) Setting for historical passage by natives, early explorers and pioneers

B. Site of Columbia Lumber Mill 1943-1964

C. Tank Farm -Rail Yards site destroyed by 1964 Earthquake (now the Whittier Boat Harbor)

D. Whittier Docks - Site of WWII maritime supply hub - destroyed by massive fire in 1953

Earthquake Memorial Plaque~ Draft Text

Great Alaska Earthquake 1964 MEMORIAL

At 5:30 in the afternoon of March 27th one of the largest earthquakes in recorded history devastated South Central Alaska. The quake registered 9.2 on the Richter Scale and the epicenter of the of the quake was but 33 miles from the port town of Whittier. While the massive quake did little damage to the concrete buildings built by the US military, Whittier's waterfront was completely destroyed by three tsunami walls of water. The quake caused the underwater terrain to give way beneath the surface of Passage Canal. The first 30 foot high wave was quickly followed by a monster wave said to be over 100 feet. It destroyed the Columbia Lumber Mill (which was located where the Inn at Whittier Hotel is today), the rail yards and a large petroleum tank farm which contained 9 million gallons of gasoline and fuel oil. The subsequent fire burned for 3 days. Also heavily damaged was the Two Brothers Lumber Mill at the head of the Passage Canal and the Whittier train station near Smitty's Cove.

Thirteen residents died; twelve at the Columbia Lumber Mill residents quarters. Six of the fatalities were the children of the Michelson & Barnes families who were in the midst of a birthday party for the Michelson father. The other loss was an infant who was torn from her mother's arms by the force of tsunami wave.

**CITY OF WHITTIER
ORDINANCE #04-2016**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WHITTIER, ALASKA
AMENDING WHITTIER MUNICIPAL CODE CHAPTER 8.04, FIREWORKS; SECTION
8.04.010, POSSESSION OR DISCHARGE UNLAWFUL-EXCEPTIONS; WHITTIER
MUNICIPAL CODE SECTION 8.04.020, VIOLATION-PENALTY.**

Section 1. Classification. This Ordinance is a permanent code ordinance.

Section 2. Amendment of Section. Whittier Municipal Code Section 8.40.010, Possession or Discharge Unlawful--Exceptions, is amended to read as follows:

8.04.010 Possession or discharge unlawful – Exceptions.

It shall be unlawful for any person(s) to sell, possess or discharge fireworks of any kind within the City limits, except as follows:

- A. Duly recognized charitable, fraternal or veterans' organizations may conduct a controlled and supervised fireworks display after receiving written permission from the ~~City Council~~ **City Manager after approval of the Fire Chief or their designee;**
- B. As may be expressly authorized by the ~~City Council. [Ord. 12-7-82 § 1, 1982].~~ **City Manager.**
- C. **Restrictions to any permitted fireworks display may be implemented by the City Manager, or his designee, as deemed necessary for public safety and welfare without any form of advance notice.**

Section 3. Amendment of Section. Whittier Municipal Code Section 8.04.020, Violation-Penalty, is amended to read as follows:

8.04.020 Violation – Penalty.

Person or persons, companies, firms, partnerships, corporations or any entity violating the provisions of this chapter shall, upon conviction thereof, be fined not to exceed the sum of ~~\$300.00~~ **\$500.00** with a formal complaint. ~~[Ord. 12-7-82 § 2, 1982].~~

Section 3. Effective date. This ordinance shall be effective immediately upon adoption.

44 ENACTED this ____ day of _____ 2016.

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51 ATTEST:

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53

54

55 _____
56 Jennifer Rogers
57 Acting City Clerk

Daniel Blair
Mayor

[SEAL]



THE CITY OF WHITTIER

Gateway to Western Prince William Sound

P.O. Box 608 • Whittier, Alaska 99693 • (907) 472-2327 • Fax (907) 472-2404

To: Mayor and Common Council
From: Mark Lynch, City Manager
Subject: City Clerk Code & Job Description
Date: May 13, 2016

All,

Our City Code currently itemizes a job description for the City Clerk in WMC 2.26.050. After consultation with our personnel attorney we have significantly reduced the volume of this code section and made it more current in nature. All duties are still in place, either under referenced Alaska Statute (see Alaska Statute section attached), or in the personnel file job description, but are not itemized in City code. This is consistent with the way the City code is written for our Public Safety Director (see 2.30.030 attached), which was the most recent Director position created.

Thank you,
Mark Lynch

2.30.030 Duties of the Director of Public Safety.

Under the supervision of the City Manager, the Director of Public Safety shall have the following duties:

- A. Supervise all activities of the Divisions of Police, Fire, and Emergency Medical Services; and
- B. Perform other such duties as may be specified in this code or by the City Manager. [Ord. 535-08 § 7, 2008].

AS 29.20.380. Municipal Clerk.

(a) The municipal clerk shall

- (1)** attend meetings of the governing body and its boards and committees as required and keep the journal;
- (2)** have custody of the official municipal seal;
- (3)** assure that notice and other requirements for public meetings are complied with and assure that public records are available for public inspection as required by law;
- (4)** manage municipal records and develop retention schedules and procedures for inventory, storage, and destruction of records as necessary;
- (5)** maintain an indexed file of all permanent municipal records, provide for codification of ordinances, and authenticate or certify records as necessary;
- (6)** prepare agendas and agenda packets as required by the governing body;
- (7)** administer all municipal elections;
- (8)** assure that the municipality complies with 42 U.S.C. 1971-1974 (Voting Rights Act of 1965, as amended);
- (9)** take oaths, affirmations, and acknowledgements as necessary;
- (10)** act as the parliamentary advisor to the governing body;
- (11)** perform other duties required by law, the governing body, or the chief administrator.

**CITY OF WHITTIER, ALASKA
ORDINANCE #05-2016**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WHITTIER,
ALASKA AMENDING WHITTIER MUNICIPAL CODE SECTION 2.26.050
ENTITLED “DUTIES OF THE CITY CLERK.”**

THE WHITTIER CITY COUNCIL HEREBY ORDAINS:

Section 1. Classification. This Ordinance is permanent in nature and upon approval of the City Council shall be codified in the Whittier Municipal Code.

Section 3. Amendment of Section 2.26.050. Section 2.26.050 is hereby amended to read as follows: [deletions in strikethrough, additions underlined]

Under the supervision of the ~~Assistant~~ City Manager, the City Clerk shall have the duties specified in AS 29.20.380(a), and such other duties as may be specified in the City Clerk Job Description. ~~following duties:~~

- ~~A. Assure that notice requirements of the time and place of City Council meetings and other requirements pertaining to public meetings are complied with;~~
- ~~B. Attend City Council meetings and be responsible for keeping in a journal the minutes of such meetings;~~
- ~~C. Arrange publication of notices, ordinances, and resolutions;~~
- ~~D. Maintain and make available for public inspection an indexed file containing City ordinances, resolutions, rules, regulations, and codes;~~
- ~~E. Attest deeds and other documents;~~
- ~~F. Administer all oaths, affirmations and acknowledgments as necessary;~~
- ~~G. Be the custodian of the City seal and the official records of the City;~~
- ~~H. Maintain records and files of all official documents, deeds, contracts, and agreements;~~
- ~~I. Be the registrar of the City and be responsible for the calling and supervision of all City elections, unless otherwise provided by law;~~

~~J. Arrange the tax calendar, compile and be responsible for the tax rolls and all tax billings and collections by the City;~~

~~K. Assure that public records are available for public inspection as required by law;~~

~~L. Manage municipal records and develop retention schedules and procedures for inventory, storage, and destruction of records as necessary;~~

~~M. Prepare agendas and agenda packets as required by the City Council;~~

~~N. Administer all municipal elections;~~

~~O. Assure that the municipality complies with 42 U.S.C. 1971 through 1974 (Voting Rights Act of 1965, as amended);~~

~~P. Act as the parliamentary advisor to the governing body; and~~

~~Q. Perform other duties required by law or prescribed by the City Council or City Manager.~~

Section 5. Effective Date. This ordinance shall be effective upon adoption.

PASSED AND APPROVED by a duly constituted quorum of the Whittier City Council on this ____ day of ____, 2016.

Daniel Blair
MAYOR

ATTEST:

Jennifer Rogers
ACTING CITY CLERK

Ayes:

Nays:

Absent:

Abstain:

**CITY OF WHITTIER
ORDINANCE #06-2016**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WHITTIER, ALASKA
ENACTING WHITTIER MUNICIPAL CODE CHAPTER 10.24, STOPPING, STANDING
AND PARKING GENERALLY.**

Section 1. Classification. This Ordinance is a permanent code ordinance.

Section 2. Enactment of Chapter. Whittier Municipal Code Chapter 10.24.020, Stopping, Standing and Parking Generally, is enacted to read as follows:

Chapter 10.24 - Stopping, Standing and Parking Generally

Sections:

10.24.010 - Stopping, standing or parking outside business or residence districts.

10.24.020 - Officers authorized to remove vehicles.

10.24.030 - Stopping, standing or parking prohibited in specified places.

10.24.040 - Parking not to obstruct traffic.

10.24.050 - Parking for certain purposes prohibited.

10.24.060 - Parking adjacent to schools.

10.24.070 – Regulation of parking.

10.24.080 - Parking during street cleaning and snow removal.

10.24.090 - Parking for longer than 72 hours.

10.24.100 - Vehicle license plates and registration.

10.24.110 - Regulations not exclusive.

10.24.120 - Applicability of chapter.

10.24.130 - Parking method.

10.24.140 - Parking of trailers, travel trailers, motor homes or campers.

10.24.150 - Parking vehicle with studded tires out of season.

10.24.160 - Parking reserved for persons with disabilities.

10.24.170 - Enforcement officers.

10.24.180 - Notice of violation.

10.24.190 - Impoundment of improperly parked vehicle as public nuisance

10.24.200-Impound Procedure

10.24.210 - Impoundment notice; moving impounded vehicle; interference with
impoundment.

10.24.220 - Conditions for release from impoundment.

10.24.230 - Civil penalties for parking violations.

10.24.240 - Appeals.

10.24.250 - Owner of vehicle presumed responsible for violations.

10.24.010 - Stopping, standing or parking outside business or residence districts.

A. No person may stop, stand or park a vehicle, whether attended or unattended, on the paved or main-traveled part of street outside of a business or residence district when it is practicable to stop, stand or park the vehicle off the paved or main-traveled part of the street, but whether

47 stopped, standing or parked on or off the paved or main-traveled part of the street, the vehicle
48 shall be positioned so that an unobstructed width of street remains for the free passage of other
49 vehicles, and the stopped, standing or parked vehicle shall be clearly visible from the street for
50 a distance of 200 feet in each direction.

- 51 B. This section shall not apply to the driver of a vehicle which is disabled in a manner and to an
52 extent that it is impossible to avoid stopping and temporarily leaving the vehicle on the paved
53 or main-traveled part of the street.

54
55 10.24.020 Officers authorized to remove vehicles.

- 56 A. If a police officer finds a vehicle standing on a street in violation of any of the provisions of
57 WMC 10.24.010, the officer may move such vehicle, or require the driver or other person in
58 charge of the vehicle to move the vehicle to a position off the paved or main-traveled part of
59 the street.
- 60 B. A police officer may remove or cause to be removed to a place of safety any unattended vehicle
61 illegally left standing on a street, bridge or causeway, or in a tunnel, in a position or under
62 circumstances that it obstructs the normal movement of traffic.
- 63 C. A police officer may remove or cause to be removed to a place of safety any vehicle when:
- 64 1. A report has been made that such vehicle has been stolen or taken without the consent of
65 its owner;
 - 66 2. The vehicle is found upon a street or other City owned or controlled property and the person
67 in charge of the vehicle is unable to provide for its custody or removal;
 - 68 3. The person driving or in control of the vehicle is arrested for an alleged offense for which
69 the officer is required by law to take the person arrested before a district court judge without
70 necessary delay;
 - 71 4. The vehicle is parked in violation of provisions of this chapter; or
 - 72 5. The vehicle is parked in a manner that creates a danger to the safety of persons or property.

73
74 10.24.030 Stopping, standing or parking prohibited in specified places.

75 Except when necessary to avoid conflict with other traffic, or in compliance with law, the
76 directions of a police officer or an official traffic control device, no person may:

77 A. Stop, stand or park a vehicle:

- 78 1. On the roadway side of any vehicle stopped or parked at the edge or curb of a street.
- 79 2. On a sidewalk.
- 80 3. Within an intersection.
- 81 4. On a crosswalk.
- 82 5. Within 50 feet of a marked crosswalk in a designated school zone.
- 83 6. Alongside or opposite any street excavation or obstruction when stopping, standing or
84 parking would obstruct traffic.
- 85 7. On a bridge or other elevated street structure.
- 86 8. On or within 20 feet of a railroad track.
- 87 9. At any place where an official traffic control device prohibits stopping.
- 88 10. On a street immediately adjacent to a red painted curb.
- 89 11. Within 15 feet of a fire hydrant or within 15 feet of a fire safety sprinkler, standpipe or
90 other fire protection system control valve, whether such valve is mounted on a building or
91 the ground.
- 92 12. Within a fire lane designated as such by posted signs.

- 93 13. In the middle of a cul-de-sac.
94 14. In a designated bicycle lane.
95 B. Park a vehicle, whether occupied or not, except temporarily for the purpose of and while
96 actually engaged in loading or unloading merchandise or passengers:
97 1. In front of a public or private driveway.
98 2. Within 20 feet of a marked crosswalk not located within a designated school zone.
99 3. Within 20 feet from the point of tangent of curb return at any intersection.
100 4. Within 50 feet of the nearest rail of a railroad crossing.
101 5. At any place where an official traffic control device prohibit parking, with the exception
102 of fire lanes and handicapped parking areas.
103 6. On a street immediately adjacent to a yellow painted curb.
104 C. No person may park a vehicle on a street or public property in a place that is not marked,
105 designated or otherwise provided for parking, or park a vehicle in a position other than the
106 indicated or conventional position for vehicle parking in an area where parking is permitted.
107

108 10.24.040 Parking not to obstruct traffic.

109 No person may park a vehicle on a street in a manner or under conditions that leave less than 20
110 feet of roadway available for the free movement of vehicular traffic.
111

112 10.24.050 Parking for certain purposes prohibited.

- 113 A. No person may park a vehicle on a street, roadway, alley or City parking lot for the purpose
114 of:
115 1. Washing of the vehicle when the person parking the vehicle is a dealer, garage, filling
116 station, carwash or other motor vehicle business or its agent or employee.
117 2. Greasing, repairing or performing any work on the vehicle, except repairs necessitated by
118 an emergency.
119 3. Displaying the vehicle for sale or hire in the regular course of the person's business as a
120 dealer for sale or hire of vehicles.
121 4. Storing or parking, without being attended by an operator, a vehicle to be used by the
122 person for hire to another person.
123 5. Commercial advertising.
124 B. Subsections (A)(3) and (A)(5) of this section shall not apply to a motor bus, sightseeing
125 vehicle, airline service vehicle or a taxicab.
126

127 10.24.060 Parking adjacent to schools.

128 The City of Whittier may place official traffic control devices prohibiting parking on either or both
129 sides of a street adjacent to a school property when such parking would interfere with traffic or
130 create a hazardous situation. No person may park a vehicle in violation of such an official traffic
131 control device.
132

133 10.24.070 Regulation of parking.

- 134 A. The City of Whittier may by placing official traffic control devices designate parking time
135 limits, restrict hours during which stopping, standing or parking vehicles is permitted, or
136 prohibit stopping, standing or parking of vehicles, on those parts of a street where the City of
137 Whittier has determined that demand for parking, traffic congestion or public safety warrants
138 the designation, restriction or prohibition. No person may stop, stand, or park a vehicle in

violation of such an official traffic control device; provided that a person may stop, stand, or park a vehicle that displays a valid handicapped parking permit for a time not longer than one and one-half times a parking time limit that is designated by an official traffic control device.

- B. The City of Whittier may by placing official traffic control devices establish parking by permit only limits on those parts of a street where the City of Whittier has determined that demand for parking warrants the designation. No person may stop, stand, or park a vehicle in violation of such an official traffic control device.
- C. Notwithstanding subsections (A) and (B) of this section, the City of Whittier may issue permits to occupy parking spaces on a street for a duration that the applicant demonstrates is necessary to accommodate a temporary activity such as a special event, construction project, or loading or unloading.

10.24.080 Parking during street cleaning and snow removal.

The City of Whittier may by placing official traffic control devices prohibit stopping, standing or parking of vehicles during hours required for the removal of snow, ice, rocks, gravel, dirt, debris, litter or other accumulation from a street or other City owned or controlled property. No person may stop, stand, or park a vehicle in violation of such an official traffic control device.

10.24.090 Parking for longer than 72 hours.

No person may park a vehicle on a street or other City owned or controlled property for a period exceeding 72 hours.

10.24.100 Vehicle license plates and registration.

- A. No person may stop, stand, or park a vehicle on a street a street or other City owned or controlled property, if:
 - 1. Valid registration license plates are not clearly legible, securely fastened to the outside of the motor vehicle and in compliance with the provisions of State law;
 - 2. The motor vehicle bears painted, altered license plates, or any license plate other than those permitted or required under the law of the State in which the motor vehicle is required to be registered;
 - 3. The license plates on the motor vehicle bear stickers, labels or emblems other than those permitted or required under the law of the State in which the motor vehicle is required to be registered; or
 - 4. Currently valid registration month and year stickers are not affixed to the license plate on the motor vehicle in accordance with the law of the State in which the vehicle is required to be registered.
- B. Reduced penalty for motor vehicle with current registration.
 - 1. If a police officer can determine a motor vehicle violating subsection (A) of this section is currently registered, the enforcement officer will issue a notice of violation under this subsection instead of under subsection (A) of this section.
 - 2. If a person violating subsection (A) of this section presents reliable evidence to the City of Whittier within 30 days after the date the citation issued under this section was issued that currently valid registration month and year stickers had been obtained for the vehicle prior to the violation, the penalty for the violation shall be as shown in WMC 10.24.270(B). Such reduction shall not apply to any late penalties or collection charges.
- C. Notices of violation of subsection (A)(4) of this section are subject to the following limitations:

1. A notice of violation of subsection (A)(4) of this section may not be issued because a motor vehicle bears expired registration month and year stickers, unless the violation occurs after the fifteenth day of the month following the month in which the registration month and year stickers expired. The City of Whittier shall cancel any notice of violation issued contrary to this subsection.
 2. A notice of violation of subsection (A)(4) of this section may not be issued because a motor vehicle bears expired registration month and year stickers, if a notice of violation for the same violation has been issued for the same motor vehicle either (a) twice within the preceding 30 days, or (b) once within the preceding three days. The City of Whittier shall cancel any notice of violation issued contrary to this subsection that is presented for cancellation within 30 days of the date of its issuance.
- D. An enforcement officer may immediately impound a motor vehicle parked, stopped or standing on a street or within any area of the City used for public parking if the motor vehicle (1) has no license plates displayed, (2) has no registration month and year stickers displayed, or (3) bears registration month and year stickers that have been expired for more than 12 months.

10.24.110 Regulations not exclusive.

The provisions of this chapter imposing a time limit on parking shall not relieve any person from the duty to observe other and more restrictive provisions prohibiting or limiting the stopping, standing or parking of vehicles in specified places or at specified times.

10.24.120 Applicability of chapter.

The provisions of this chapter prohibiting the standing or parking of a vehicle shall apply at all times, or at those times specified in this chapter or as indicated on official signs, except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device.

10.24.130 Parking method.

Every vehicle stopped or parked upon any roadway shall be stopped or parked with the curbside wheels parallel to and within 18 inches of the curb or edge of the roadway.

10.24.140 Parking of trailers, travel trailers, motor homes or campers.

- A. No person may park a trailer of any sort, truck/trailer or tractor/trailer combination, on any City owned or controlled property for a period longer than two hours at any one time, except as may be seasonally allowed in the Harbor parking area or other designated areas.
- B. No person may park a travel trailer, motor home or camper upon any City owned or controlled property for the purpose of residing therein, whether temporarily or not, except in areas that are designated for that purpose.
- C. All vehicles parked upon City owned or controlled property must fit within the boundaries of the designated parking space.

10.24.150 Parking vehicle with studded tires out of season.

No person may stop, stand, or park a vehicle on a street or other City owned or controlled property May 1st through September 15th, if equipped with any studded tire or any protuberance of any material other than rubber projecting beyond the tread of the traction surface of the tire, except by emergency order of the State.

231
232 10.24.160 Parking reserved for persons with disabilities.

- 233 A. No person shall stop, stand or park a motor vehicle in parking reserved for a person with
234 disabilities, whether such parking space is on public or private property, unless:
- 235 1. The person operating the vehicle has a special permit issued or approved for that person by
236 the State Division of Motor Vehicles;
 - 237 2. The person operating the vehicle has parked the vehicle for the purpose of transporting a
238 person who has a special permit issued or approved by the State Division of Motor Vehicles
239 and the person who has the special permit actually exits or enters the vehicle;
 - 240 3. The vehicle displays a valid special license plate or permit issued to a person by the State
241 Division of Motor Vehicles for disabled parking privileges and is operated by or used for
242 the purpose of transporting the disabled person; or
 - 243 4. The motor vehicle displays a valid special license plate or permit issued by another State,
244 province, territory or country to a person for disabled parking privileges and is operated by
245 or used for the purpose of transporting the disabled person.
- 246 B. Any regularly sworn police officer, as defined in Alaska Statutes, may enforce this section
247 within any public or private parking area by issuing a citation pursuant to WMC 10.24.220, or
248 within any public parking area by causing the vehicle to be immediately removed as provided
249 by WMC 10.24.020(C)(4).

250
251 10.24.170 Enforcement officers.

252 Notwithstanding any other provision of this code, the provisions of this chapter may be enforced
253 by any police officer or designated official.

254
255 10.24.180 Notice of violation.

- 256 A. A vehicle parked, stopped or standing in violation of a provision of this chapter is a public
257 nuisance. Upon discovery of a vehicle parked, stopped or standing in violation of a provision
258 of this chapter a police officer shall issue a notice of violation as authorized by WMC
259 10.24.210, and deliver it to the operator of the vehicle or affix it to the vehicle if it is unattended
260 at the time of issuance. The notice of violation shall identify the vehicle, the nature of the
261 violation and the means of resolving it.
- 262 B. If the violation is not resolved then:
- 263 1. No sooner than 30 days after the date of the notice required by subsection (A) of this
264 section, the City of Whittier shall cause an additional notice of the violation to be issued
265 and mailed to the registered owner of the vehicle at the address listed in the State Division
266 of Motor Vehicle records; no further notices shall be required.
 - 267 2. It shall be the responsibility of the owner of the vehicle to keep the address current or file
268 a title transfer with the State Division of Motor Vehicle.
 - 269 3. If the violation is not resolved following the additional notice, then the provisions of WMC
270 10.24.270(C) shall apply.

271
272 10.24.190 Impoundment of vehicles.

- 273 A. No person shall allow, maintain or permit a public nuisance to exist.
- 274 B. A vehicle which has been the object of four or more unresolved citations for parking, stopping
275 or standing in violation of this title is a public nuisance subject to abatement by immediate

impoundment by a police officer. This section shall not affect the independent authority of a police officer to impound a vehicle as provided in WMC 10.24.020.

- C. A police officer is authorized to immediately impound a vehicle parked, stopped or standing in violation of any section of this title, when the police officer determines such a violation poses an imminent threat to the public health, safety or welfare.
- D. An impoundment authorized by this section may be accomplished either by seizing the vehicle and removing it to a place of safety, or by immobilizing the vehicle in place by use of an impoundment boot or similar mechanical device approved by the Police Department.
- E. A vehicle initially impounded by immobilization in place may be impounded later by seizure and removed to a place of safety if not released from in-place impoundment by 3:00 p.m. of the day the vehicle was initially impounded in place.

10.24.200 Impound procedure.

- A. Unless otherwise provided, the procedure set forth in WMC 10.24.230 through 10.24.260 shall apply whenever a motor vehicle is subject to impoundment (including booting) and removal pursuant to motor vehicle, traffic or parking codes or laws, including without limitation unlawful stopping, standing, or parking under any provisions of the City code or regulations adopted hereunder.
- B. An impoundment is effective when a written order of impoundment is placed on a vehicle. An order of impoundment shall identify the vehicle, state the reasons for impoundment, and be dated and signed by a police officer or an authorized peace officer. An impounded vehicle may be immediately towed and removed to a safe place upon the order of a police officer or peace officer.
- C. Upon impoundment, a notice of procedure options shall be placed on the vehicle, and within two business days a copy shall be personally delivered or placed in the U.S. mail addressed to the owner of the vehicle. The notice shall state substantially as follows:

ATTENTION: Your vehicle has been impounded by the City of Whittier. As the owner of an impounded vehicle, you have the following options:

1. You may recover possession of the vehicle by paying to the person having custody of the vehicle the towing and storage fees that may have accrued.
2. If you take issue with the impoundment of your vehicle, you may:
 - a. Recover possession of the vehicle by paying the towing and storage fees that have accrued to such person and claim a refund by filing a demand (on a form provided by the city) for an administrative hearing before a hearing officer as to whether there was a sufficient factual and legal basis for impounding your vehicle; or
 - b. Demand (on a form provided by the city) an administrative hearing before a hearing officer as to whether there was a sufficient factual and legal basis for impounding your vehicle.

To be entitled to such a hearing, your written demand must be filed with the City Manager or his designee.

1. Within 5 workdays after you learned that your vehicle was impounded or was missing; or
2. Within 15 workdays after the city mailed notice to the vehicle's registered owner that the vehicle had been impounded; whichever occurs first. If you fail

to make a timely request for a hearing you will lose all right to challenge the sufficiency of the basis for impoundment.

If timely requested, the hearing must be held within 20 days after the filing of your written demand, not including Saturdays, Sundays, and city holidays. The City has the right to extend the hearing date. A determination that there was an insufficient factual or legal basis for impounding your vehicle will require the release of the vehicle to you without your having to pay the towing and storage fees, or will entitle you to a refund if you have already paid the fees. A hearing may be demanded by filing the appropriate form with the City Manager or his designee.

10.24.210 Impoundment notice – Moving impounded vehicle – Interference with impoundment.

- A. A notice of impoundment shall be placed on a vehicle which has been impounded pursuant to this title.
- B. Unless authorized by the Police Department it is unlawful for any person to remove an impoundment notice posted on a vehicle.
- C. Unless authorized by the Police Department it is unlawful for any person to move a vehicle after it is posted with an impoundment notice.
- D. Unless authorized by the Police Department it is unlawful for any person to tamper with, damage, attempt to remove, or remove, an impoundment boot or similar mechanical device approved by the Police Department placed on a vehicle to impound the vehicle under WMC

10.24.190.

- E. A person who violates this section shall be punishable by a fine.

10.24.220 Conditions for release from impoundment.

A vehicle impounded under this title shall be released from impoundment only to the registered owner or the owner's legal representative:

- A. Upon a successful appeal of the impoundment under WMC 10.24.280; or
- B. Upon payment of each of the following:
 - 1. The civil penalty for each violation that was a cause of the impoundment, and that has not been successfully appealed under WMC 10.24.280;
 - 2. Each unpaid civil penalty for a violation by the registered owner of the vehicle of a provision of this title, where the violation is not subject to an appeal filed prior to the impoundment; and
 - 3. The impoundment administrative fee, and any towing and storage charges arising from the impoundment.

10.24.230 Civil penalties for parking violations.

- A. A person who violates a provision of this code pertaining to parking, standing or stopping shall be subject to a civil penalty in an amount set forth in this section.
- B. In addition to any other penalty provided by law, a person who violates any of the following provisions shall be subject to the applicable civil penalties stated below:

Code Provision	Civil Penalty
10.24.030(A)(11), (A)(12)	\$200.00
10.24.060A.,10.24.070 and10.24.080	30.00

10.24.150 - each tire, per tire	30.00
10.24.210(E)	1,000.00
10.24.160 on private property	
First violation	250.00
Second violation	350.00
Third and subsequent violation	500.00
10.24.160 on public property	
First violation	250.00
Second violation	350.00
Third and subsequent violation	500.00
10.24.100A. as to rear plates	90.00
10.24.100A. as to front plates	90.00
10.24.100B.	45.00
All other provisions of Chapter 10.24 not addressed above	50.00

10.24.240 Appeals.

- A. If demand is timely made, the owner or the person entitled to possession of a vehicle is entitled to an administrative hearing to determine whether there was a sufficient factual legal basis for impoundment of the vehicle. To be entitled to such a hearing a written demand must be filed with the City Clerk Manager or his designee:
 1. Within five workdays after the owner or person entitled to possession learned that the vehicle was impounded or was missing; or
 2. Within 15 workdays after the City delivered or mailed the notice required by WMC 10.24.220 to the vehicle's owner; whichever comes first. If no timely request for a hearing is made, the factual and legal basis for impoundment will be conclusively deemed sufficient for all purposes.
- B. The hearing will be held within 20 days after the filing of a written demand, not including Saturdays, Sundays, and City holidays. The City has the right to extend the hearing date.
- C. The hearing officer shall not be bound by formal rules of evidence. A copy of the fully completed and signed order of impoundment will constitute prima facie proof of sufficient factual and legal basis for impoundment. The burden will be on the vehicle owner to prove by a preponderance of the evidence that there was an insufficient factual or legal basis for impounding the vehicle.
- D. A determination by the hearing officer that there was an insufficient factual or legal basis for impounding the vehicle will require the release of the vehicle to the owner or other person entitled to possession without payment of the towing and storage fees, or will entitle the person to a refund if the fees have already been paid.
- E. The City will be responsible for payment or refund of the towing and storage fees for any vehicle impounded upon order of a City police officer or City peace officer if the hearing officer determines that there was an insufficient factual or legal basis for such impound.

10.24.250 Owner of vehicle presumed responsible for violations.
It shall be presumed that the registered owner of a vehicle which is found to be stopped, parked or standing in violation of this code has been so operated by the registered owner thereof or has been operated by another person with the consent of the registered owner, the vehicle to which a citation pertains being a public nuisance for which the registered owner holds legal responsibility. That presumption may be rebutted by presentation of satisfactory evidence that the vehicle was being operated by another person at the time of the violation without the consent of the registered owner and beyond the control of the registered owner.

Section 3. Effective date. This ordinance shall be effective immediately upon adoption.

ENACTED this ____ day of _____ 2016.

Daniel Blair
Mayor

ATTEST:

Jennifer Rogers
Acting City Clerk

[SEAL]

**CITY OF WHITTIER, ALASKA
RESOLUTION #17-2017**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WHITTIER, ALASKA REQUESTING FY 2017 PAYMENT IN LIEU OF TAXES (PILT) FUNDING FROM THE STATE OF ALASKA, DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT.

WHEREAS, 3 AAC 152.100 requires the governing body of a city to adopt a resolution requesting funding from the Payment in Lieu of Taxes Program for cities in the unorganized borough and to submit the resolution to the Department of Commerce, Community, and Economic Development; and

WHEREAS, the City of Whittier has conducted a regular election during the preceding state fiscal year and has reported the results of the election to the commissioner; and

WHEREAS, regular meetings of the governing body are held in the City of Whittier and a record of the proceedings is maintained; and

WHEREAS, ordinances adopted by the City of Whittier have been codified in accordance with AS 29.25.050;

NOW THEREFORE BE IT RESOLVED THAT: The City Council by this resolution hereby requests distribution from the FY 16 Payment in Lieu of Taxes Program by the Department of Commerce, Community, and Economic Development on the date required by law.

PASSED AND APPROVED by a duly constituted quorum of the city council this 17th day of May 2016.

Introduced by: Daniel Blair
Introduction date: May 17, 2016

ATTEST:

Jennifer Rogers
Interim City Clerk

Daniel Blair
Mayor

Ayes:
Nays:
Absent:
Abstain:

**CITY OF WHITTIER, ALASKA
RESOLUTION #18-2016**

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WHITTIER, DECLARING AN ECONOMIC HARDSHIP CAUSED BY THE ALASKA RAILROAD WITHIN THE CITY OF WHITTIER AND REQUESTING RELIEF FROM THE UNITED STATES ARMY CORPS. OF ENGINEERS AND THE STATE OF ALASKA GOVERNOR AND/OR LEGISLATURE.

WHEREAS, on July 27, 1999 Governor Bill Sheffield signed a memorandum of understanding (“MOU”) on behalf of the Alaska Railroad (“ARRC”) agreeing to work together with the City of Whittier (“City”), to “collaborate” and “act in good faith” to achieve the transfer of the DeLong Dock for the purposes of “Cruise Ship, Day Cruise, Commercial Fishing and Fish processing operations that require public use of the facilities.”; and

WHEREAS, the above referenced MOU stated, “Both parties agree to work together to develop Long Term Lease agreements that address contractual and operational issues to allow the City of Whittier use of ½ of the Dock Facility and the ARRC use of parcel 1, Tract W tidelands.” [emphasis added]; and

WHEREAS, under the terms of the MOU the City agreed to allow ARRC to be the “lead agency” handling the transfer, with the understanding that ARRC would do so in good faith and collaboration with the City of Whittier; and

WHEREAS, the MOU stated, “Upon issuance of the use permit by the Department of the Army, ARRC shall have use of parcel 1 and the City of Whittier shall have the use of Parcel 2. Each party shall be entitled to use their parcel in any lawful manner.”; and

WHEREAS, the Department of the Army Corps of Engineers issued the first 6 month use permit to ARRC in 2000; and

WHEREAS, on October 5, 1999 the United States Congress passed public Law 106-65 authorizing the transfer of the DeLong Dock and stating, “The Secretary may convey, without consideration, to the Alaska Railroad Corporation, all right, title, and interest of the United States in and to a parcel of real property, including improvements thereon, located in Whittier, Alaska, and consisting of approximately 6.13 acres and the appurtenant facility known as the DeLong Dock, for the purpose of permitting the recipient to use the parcel for economic development.” [emphasis added]; and

WHEREAS, on April 11, 2000 the Alaska Legislature passed HB320 authorizing and directing ARRC to be the lead agency working with the Federal government for transfer of the DeLong Dock; and

WHEREAS, HB320 stated, “the corporation [ARRC] and the City of Whittier shall agree to diligently work together in good faith to resolve disputes and to collaborate with each other in developing a management agreement for operation of the DeLong Dock facility with the goal of operating the facility as a single entity for economic development purposes.” [emphasis added]; and

WHEREAS, it has been seventeen years since the 1999 MOU, and sixteen years since ARRC was tasked by the Alaska Legislature to cause the land transfer to take place, during which time ARRC has paid nothing to the Federal government for use of the Dock and has prolonged the transfer, serving the financial interest of ARRC but causing significant detriment to the City and the Prince William Sound region; and

WHEREAS, during this time, ARRC has held exclusive use of the DeLong Dock, has refused to allow the City access to the Dock, and has shared no revenues from the Dock with the City; and

WHEREAS, the City believes that it would have generated at least \$5,000,000 in local revenue, over the intervening sixteen year period, if it had been allowed to use and manage its half of the DeLong Dock; and

WHEREAS, on March 5, 2015 the City of Whittier respectfully submitted to ARRC a request to access to ½ of the DeLong Dock as had been agreed in the 1999 MOU; and

WHEREAS, on March 11, 2015 the City's request was denied by ARRC; and

WHEREAS, on May 26, 2015 the City filed a formal request with the U.S. Army Corps of Engineers Real Estate Branch, Alaska District, who is the Federal agency managing use of the Dock, requesting a use permit for ½ of the Dock as had been agreed in the 1999 MOU; and

WHEREAS, on July 20, 2015 the U.S. Army Corps of Engineers denied the City's request for a use permit, stating they were only authorized to deal with ARRC, but also indicating they had no objection to a shared use of the Dock if ARRC would consent; and

WHEREAS, ARRC has been setting rates for use of the DeLong Dock with no collaboration with the City; and

WHEREAS, ARRC has increased rates to commercial processors to a level the processors find unsustainable for their business operations; and

WHEREAS, several commercial fish processors have ceased operations within the City based upon ARRC's rates and the City has been unable to attract new commercial processors to establish operations within the City; and

WHEREAS, on April 6, 2016 a Quit Claim Deed was sent to ARRC by the U.S. Army Corps of Engineers to transfer ownership of the DeLong Dock; and

WHEREAS, on April 21, 2016 additional documentation pertaining to the transfer of ownership of the DeLong Dock was sent to ARRC, upon their request, by the U.S. Army Corps of Engineers; and

WHEREAS, on April 26, 2016 and May 4, 2016 the U.S. Army Corps of Engineers requested status updates from ARRC, concerning acceptance of the transfer of ownership of the DeLong Dock, with no response to either request; and

WHEREAS, the aforementioned factors combine to show that ARRC has not acted in good faith, has not collaborated with the City, has not worked to benefit economic development in the region, but has actually used their exclusive control of the DeLong Dock to inflict serious damage on the economic viability of the City of Whittier and the entire Prince William Sound Region; and

WHEREAS, the lack of response to the recent Quit Claim Deed by ARRC, AARC's failure to transfer the Dock to the City over the last sixteen years or to share in profits generated from the Dock with the City, and ARRC's implementation of rate increases and other management policies that result in the loss of economic development within the City all demonstrate the need for federal and/or state intervention to protect the intent of the United States and State of Alaska legislator and the needs of the City and the community at large; and

WHEREAS, the unilateral price setting by ARRC for fish coming across the DeLong Dock shows a lack of concern for the economic wellbeing of the City of Whittier and the Prince William Sound region; and

WHEREAS, ARRC has had many recent opportunities to collaborate with the City to benefit the economic wellbeing of the City and the region, but has refused to do so.

NOW, THEREFORE, BE IT RESOLVED BY THE WHITTIER CITY COUNCIL, that:

Based on the aforementioned facts the City hereby determines that ARRC has violated the terms of the 1999 MOU, and has blatantly ignored the direction given by the Alaska Legislature via HB 320 concerning timely oversight of the Dock transfer, and has thereby caused an extreme economic hardship on the City and the Prince William Sound region. The City hereby declares a state of economic hardship caused by ARRC and respectfully requests the following:

- 1. That the U.S. Army Corps of Engineers expedite the land transfer process by all means available;**
- 2. That the Alaska Governor and Legislature require ARRC to complete the land transfer process no later than January 1, 2017;**
- 3. If ARRC does not complete the land transfer process by January 1, 2017 the Alaska Governor and/or Legislature take action to transfer all management, operation and control of the DeLong Dock to the City of Whittier.**

PASSED AND APPROVED by a duly constituted quorum of the Whittier City Council on this 17th day of May, 2016.

Introduction date: 17 May 2016

ATTEST:

Jennifer Rogers
Acting City Clerk

Daniel Blair
Mayor

Ayes:
Nays:
Absent:
Abstain:

**CITY OF WHITTIER
RESOLUTION #19-2016**

A RESOLUTION BY THE WHITTIER CITY COUNCIL ADOPTING 2016 HARBOR GOALS AND PRIORITIES.

WHEREAS, the Whittier Port & Harbor Commission is an advisory committee to the Whittier City Council; and

WHEREAS, the Whittier Port & Harbor Commission met on May 5, 2016 to discuss 2016 Harbor Goals and priorities; and

WHEREAS, the Whittier Port & Harbor Commission passed P&H Resolution #01-2016 recommending adoption of 2016 Harbor goals and priorities.

NOW THEREFORE BE IT RESOLVED, THAT THE WHITTIER CITY COUNCIL ADOPTS THE FOLLOWING 2016 HARBOR GOALS AND PRIORITIES:

- 1. Complete the Whittier Harbor.**
- 2. Review and Develop Current Harbor Policy and Procedures.**

PASSED AND APPROVED by a duly constituted quorum of the Whittier City Council on this 17th day of May, 2016.

Introduction Date: **May 17, 2016**

ATTEST:

**Jennifer Rogers
Acting City Clerk**

**Daniel Blair
Mayor**

Ayes: Abstain:

Nays: Absent:



THE CITY OF WHITTIER

Gateway to Western Prince William Sound

P.O. Box 608 • Whittier, Alaska 99693 • (907) 472-2327 • Fax (907) 472-2404

Safe Boating Proclamation

Recreational boating is an enjoyable family activity, and we are fortunate to have ample resources to make that activity available to residents and visitors. While a wonderful source of recreation, boating can be a risky activity for those who are not well prepared. Not knowing the nautical “Rules of the Road”, using alcohol or drugs, not wearing life jackets while boating are all examples of lack of proper judgment. The one single act that can most greatly reduce the loss of human life in boating accidents is simply wearing a properly fitting life jacket. This one simple act can significantly reduce the loss of life by drowning.

Boating skills and knowledge are important to improving boating safety and keeping the sport an enjoyable family activity. This is why we must promote and support boating safety training, and spread the message about boating safety not only during National Safe Boating Week, but throughout the entire year.

WHEREAS, fatalities due to boating accidents can usually be prevented by boater education and training; and

WHEREAS, boating accident fatalities are declining annually due to increase boater education and training; and

WHEREAS, boaters who lose their lives through drowning are likely to be not wearing a proper fitting life jacket of appropriate type; and

WHEREAS, life jackets of modern design are more comfortable, more attractive, and more wearable than those of the past, and should be an enjoyable part of the boating experience.

THEREFORE, I, Daniel Blair, Mayor of the City of Whittier, do hereby support the goals of National Safe Boating Week and proclaim May 21-27, 2016 as Whittier Safe Boating Week and support the year-round efforts of boating safety professionals to promote safe boating.

IN WITNESS THEREOF, I urge all recreational boaters to wear a life jacket and practice safe boating habits.

Daniel Blair – Mayor

Given under my signature and the seal of Mayor at the city of Whittier this 17th day of May, 2016.

LEASE EXTENSION

RECITALS:

1. GREAT PACIFIC SEAFOODS, INC. ("GP"), leased the following real property from the CITY OF WHITTIER ("the City"), by way of a written lease agreement ("the Lease") dated October 1, 1997:

A portion of the east end of a building commonly known as the P-12 Building located on Lot 1, Block 2 U.S. Survey 2559, Anchorage Recording District, Third Judicial District State of Alaska ("Leased Premises").

2. On May 21, 2014, the City entered into a settlement agreement and lease extension with GP that settled past due lease payments and extended the existing lease to December 31, 2014.
3. The City granted a 1 year lease extension through December 31, 2015.
4. GP has requested an extension of the lease through December 31, 2016.
5. The original lease included a 100x100 property east of the Leased Premises. That area is no longer available for use by GP.
6. The City and GP have reached an agreement that GP will pay an annual rate of \$32,000.00, paid in monthly installments of \$2,666.67 for the premises without any outside storage space.

Accordingly, the City and GP, for good and valuable consideration, hereby agree as follows:

AGREEMENT

1. Effective January 1, 2016 the Lease is extended for a term of one year ("Extended Term") expiring December 31, 2016, and the annual rate is set at Thirty Two Thousand dollars and Zero cents (\$32,000.00).
2. During the Extended Term, lease payments shall be payable in equal monthly installments of Two Thousand Six Hundred Sixty Six dollars and Sixty Seven cents (\$2,666.67), with the first such monthly installment due January 1, 2016 and continuing on the first (1st) day of each succeeding month. Payments shall be considered past due after the tenth (10th) day of the applicable month
3. During the Extended Term GP and the City shall negotiate in good faith for an additional Extended Term subject to the City's obligations under the Whittier Municipal Code for leasing property owned by the City. The City and GP recognize and agree that the City

cannot modify provisions of the city code applicable to leases of city property by contract.

4. During the Extended Term all provisions of the Lease remain in effect except:
 - a. Paragraph 1 (Premises) The Premises shall be governed by the original Lease Agreement except as follows: The outdoor space is no longer included.
 - b. Paragraph 4 (Term) which shall be governed by this Agreement.
 - c. Paragraph 5 (Rental) which shall be governed by this Agreement.
5. This Agreement may only be amended in writing and upon approval of the City Council of the City of Whittier.
6. Those persons signing this agreement warrant that they have been duly authorized to do so on behalf of GP and the City.

DATED this ____ day of _____, 2016.

CITY OF WHITTIER

BY: _____

Mark Lynch

ITS: City Manager

DATED this ____ day of _____, 2016.

GREAT PACIFIC SEAFOODS, INC.

BY: _____

Roger D. Stiles

ITS: General Manager